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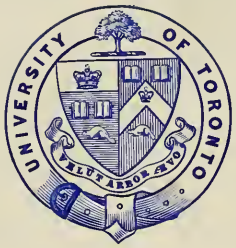

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IN THE

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SUPREME COURT OF CANADA

HIGH COURT OF JUSTICE,

COURT OF APPEAL, COUNTY COURTS, ETC.,

WITH

FORMS OF BILLS OF COSTS

UNDER

THE ONTARIO JUDICATURE ACT.

BY

JOHN S. EWART, Q.C.,

OF OSGOODE HALL, BARRISTER-AT-LAW.

TORONTO:

CARSWELL & CO.,

1888.

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PREFACE.

THE second edition of this work has become of little value owing to the extensive changes recently made not only in the tariffs, but also in the practice.

Having for the past few years practised my profession in Winnipeg, I have found myself to a large extent incapacitated for the preparation of a new edition. The work has, however, lost nothing by my absence, for Mr. R. S. Cassels has very kindly not only aided largely in the preparation of the manuscript, but has thoroughly revised it and attended to its passage through the press.

At his suggestion various changes have been made in the design of the book, which will, I feel sure, make it still more useful to the profession.

JOHN S. EWART.

WINNIPEG, September, 1888.

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CONTENTS.

PART I.

PAGE.

Costs of proceedings alphabetically arranged 1-37

PART II.

1. Plaintiff's costs where judgment obtained upon default of appearance to a specially endorsed writ—
   - Instructions 39
   - Writ and service 39
   - Judgment 40
   - Execution 40

2. Plaintiff's costs where judgment obtained upon default of appearance and after assessment of damages—
   - Instructions 40
   - Writ and service 41
   - Interlocutory judgment 41
   - Assessment of damages 41

3. Plaintiff's costs where leave to enter judgment is obtained after appearance entered—
   - Instructions 44
   - Writ and service 44
   - Motion for judgment 45

4. Plaintiff's costs of the day 46

5. Plaintiff's costs of an ordinary action.
   - Instructions 48
   - Writ and service 48
   - *Lis pendens* 49
   - Interlocutory judgment 49
   - Statement of claim 49
   - Production 50
   - Examination of parties 50
   - Amendments 52
   - Joinder of issue or reply 53

PAGE.

5. Plaintiff's costs of an ordinary action—*Continued.*
   - Proceedings before trial 54
   - Trial 55
   - Motion in term 56
   - Judgment 56
   - Reference 57
   - Further directions 59

6. Plaintiff's costs where judgment obtained upon motion for judgment 59

7. Demurrer
   - Plaintiff's costs of demurrer overruled 60
   - Costs of successful demurrer 61

8. Plaintiff's costs of mortgage action for sale where there are no subsequent encumbrancers and judgment is obtained on præcipe—
   - Instructions—Writ and service 62
   - Judgment 63
   - Final order 63
   - Sale proceedings 64
   - Proceedings on shewing title 66

9. Plaintiff's costs of mortgage action for sale where there are subsequent encumbrancers and judgment is obtained on præcipe—
   - Instructions—Writ and service 68
   - Judgment 68
   - Reference 69

10. Plaintiff's costs of mortgage action for foreclosure where there are no subsequent encumbrancers and judgment is obtained on præcipe 70
11. Plaintiff's costs of mortgage action for foreclosure where there are subsequent encumbrancers and judgment is obtained on præcipe 71
12. Plaintiff's costs of mortgage action for sale where judgment is obtained after trial and there are no subsequent encumbrancers 71
13. Plaintiff's costs of mortgage action for sale where judgment is obtained after trial and there are subsequent encumbrancers 72
14. Plaintiff's costs of mortgage action for foreclosure where judgment is obtained after trial and there are no subsequent encumbrancers 73
15. Plaintiff's costs of mortgage action for foreclosure where judgment is obtained after trial and there are subsequent encumbrancers 73
16. Defendant's costs of an ordinary action—
   - Instructions—Appearance 73
   - Statement of defence 74
   - Statement of defence and counter-claim 74
   - Production—Examination—Amendment 75
   - Proceedings before trial—Trial 75
   - Motion in term 75
   - Reference 75

17. Defendant's costs of the day 76
18. Costs of a court motion—
   - Costs of party moving 76
   - Costs of opposing motion 78
   - Costs of an *ex parte* motion 79

PAGE.

19. Costs of a chamber motion—
Costs of party moving 80
Costs of opposing motion 81
Costs of an *ex parte* application 82
20. Costs of proving claim in Master's office 83
21. Costs in controverted election cases—
Petitioner's costs of a petition under the Dominion Controverted Elections Act 84
Respondent's costs of petition under the Dominion Controverted Elections Act 87
Costs under the Ontario Controverted Elections Act 88
22. Costs of appeal from Chambers 89
23-24. Costs in the Court of Appeal for Ontario—
Appellant's costs of appeal from the county court 89
Respondent's costs of appeal from the county court 91
Appellant's costs of appeal from the High Court 91
Respondent's costs of appeal from the High Court 93
25. Costs in the Supreme Court of Canada—
Bill of appellant's costs 93
Bill of respondent's costs 94
Affidavit of disbursements 95

PART III.

MISCELLANEOUS.

1. Arbitrations 97
2. Barristers—Attorneys—Students-at-Law and Articled Clerks 99
3. Chattel mortgages and bills of sale 100
4. Clerks of the Peace. See also Tariffs 100
5. Constables 104
6. Conveyancing—
Affidavits 105
Abstract of title 106
Attendances 106
Bond 106
Chattel mortgage 106
Deed 106
Discharge of mortgage 106
Lease 106
Letters 106
Mortgage 106
Requisitions 106
Special conveyance 106
Sale under power of sale 106

PAGE.

7. Coroners 109
8. County attorneys. See also Tariffs 110
9. Creditors' Relief Act 110
10. Criers 112
11. Distresses for rents and penalties 112
12. Heir and devisee commission 113
13. Justices of the Peace 114
14. Line fences 115
15. Notaries public 115
16. Registrars 115
17. Sheriffs 119

PART IV.

TARIFFS.

Tariff A—Fees High Court and County Courts 132
Tariff B—Disbursements—High Court and County Courts 134
Tariff C—Sheriffs and coroners in civil matters 140
Tariff of fees payable to the masters and local masters under the Land Titles Act 144
Division Court Tariff 147
Surrogate Court Tariff 153
Clerk of the Peace at General Sessions 162
County Attorney at General Sessions 166
Solicitors and counsel at General Sessions 167
Maritime Court Tariff 168
Supreme Court of Canada Tariff 175
Exchequer Court of Canada Tariff 177

PART I.

COSTS OF PROCEEDINGS ALPHABETICALLY ARRANGED.

Folio is 100 Words. Rule 452.

A

	Higher Scale.	Lower Scale & Co. Ct.
Abatement. *See* Revivor.		
Abstract of Title—		
Drawing abstract, per folio	$ 20	$ 20
Copy to keep, per folio	10	10
Notice endorsed, per folio	20	20
Copy abstract and notice endorsed to serve, per folio	10	10
Attending to serve	50	25
Account—		
Drawing, per folio	20	20
Engrossing, per folio	10	10
Instructions for affidavit verifying (in the discretion of taxing officer or county court clerk)	1 00	50
Drawing affidavit verifying, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Preparing each exhibit	10	10
Paid each oath	20	20
Paid marking each exhibit	10	10
Accountant—Fees—		
On payment into, or out of court	30	30
For certificate of matters appearing from his books, if not over two folios	30	30
For every folio above two	20	20
Administration—		
Rule 1187 provides as follows :—		
In all actions or proceedings instituted for administration or partition, or administration and partition, unless otherwise ordered by the court or a judge, instead of the costs being allowed according to the tariff, each person properly re-		

	Higher Scale.	Lower Scale & Co. Ct.
Administration—*Continued.*		
presented by a solicitor, and entitled to costs out of the estate—other than creditors not parties to the action or proceeding—shall be entitled to his actual disbursements in the action or proceeding, not including counsel fees, and there shall be allowed for the other costs of the suit payable out of the estate, a commission on the amount realized, or on the value of the property partitioned, in the action or proceeding, which commission shall be apportioned amongst the persons entitled to costs, as the judge or master thinks proper. Such commission shall be as follows:		
On sums not exceeding $500..... 20 per cent.		
For every additional $100 up to $1,500.. 5 " "		
For every additional $100 up to $4,000.. 3 " "		
For every additional $1,000 up to $10,000 2½ " "		
For every additional $1,000 ..... 1 " "		
And such remuneration shall be in lieu of all fees, whether between "party and party," "as between solicitor and client," or "between solicitor and client."		
Admissions—		
Notice to admit, if not exceeding two folios and one copy....	$ 50	$ 25
For every additional copy, per folio.....	10	10
For each necessary folio above two.....	20	20
Necessary attendances consequent on the service of a notice to admit, including making admission, altogether.....	1 00	50
To be increased by taxing officer, or county court clerk, in cases of a special, difficult and important nature, to..	2 00	1 00
Advertisement—		
Drawing, including all copies, except for printing.....	2 00	1 00
And for each folio over five, per folio.....	20	15
To be increased in the discretion of the master, or in county court cases the county court judge, to a sum not exceeding $10, when special information has been procured for the purpose of sale.		
Drawing affidavit verifying advertisement, per folio	20	20
Engrossing same to have sworn, per folio.....	10	10
Attending to swear.....	50	25
Paid commissioner for oath.....	20	20
Solicitor preparing each exhibit.....	10	10
Paid commissioner, marking each exhibit.....	10	10
Attending and making arrangements with auctioneer.....	1 00	50
Attending for warrant or appointment to settle.....	50	25
Paid (besides filings).....	50	10
Copy and service, each.....	60	35

	Higher Scale.	Lower Scale & Co. Ct.
Advertisement—*Continued.*		
Attending on warrant, per hour	$1 00	$ 50
To be increased in the discretion of the taxing officer in Toronto, or in county court cases the county court judge, to not exceeding, per hour	2 00	1 00
Paid per hour (besides filings)	1 50	50
Copy advertisement for printer, per folio	10	10
Attending him with	50	25
Attending for proof	50	25
Revising proof	1 00	50
Attending for posters	50	25
Paid printer		
Attending bill-poster	50	25
Draft affidavit of bill-poster, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid commissioner for oath	20	20
Solicitor preparing exhibit	10	10
Paid commissioner, marking exhibit	10	10
Copy advertisement for newspaper, per folio	10	10
Attending with same for insertion	50	25
Paid publisher		
Attending to search files	50	25
Drawing affidavit of publication, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid commissioner for oath	20	20
Solicitor preparing each exhibit	10	10
Paid commissioner, marking each exhibit	10	10
Affidavits—		
Special affidavits, instructions for, when allowed by the taxing officer, or county court clerk	1 00	50
Drawing, per folio	20	20
Engrossing same to have sworn, per folio	10	10
Attendance to swear	50	25
Paid commissioner for oath	20	20
Solicitor preparing each exhibit	10	10
Commissioner marking each exhibit	10	10
Copies of affidavits, per folio, when necessary	10	10
Common affidavits of service, including service by post when necessary, or of payment of mileage and of non-appearance, including copy, oath and attending to swear	1 00	75
Perusing affidavits and exhibits of a party adverse in interest,		

	Higher Scale.	Lower Scale & Co. Ct.
Affidavits—*Continued.*		
filed or produced on any application, where perusal is necessary, if 20 folios or under	$1 00	$ 50
On the higher scale, per folio over 20 folios	5	—
(Not in any case to exceed the sum of $5.)		
Amendment—		
Of Writ:		
Attending to amend	50	25
Paid (besides filings)	30	25
Of Pleadings:		
Instructions to amend any pleading when the amendment is proper	2 00	1 00
Drawing amendments, per folio	20	20
Attending to make amendments	50	25
Amending, per folio	10	10
Paid (besides filings)	30	25
Demand of opposite party's copy of pleading for amendment and copy	50	25
Attending to serve	50	25
Amending same, per folio	10	10
Attending to serve	50	25
If more than 200 words of new matter have to be inserted in any one place, or if the amendments are so numerous, or of such a nature that the making of them in the copies filed and served, would render the same difficult or inconvenient to read, the amendment must be made by delivering a re-print or fresh copy of the pleading as amended. In such case charge after instructions.		
Drawing amended pleading, per folio	20	20
Attending counsel with and for to settle (when fee allowed)	1 00	50
Counsel fee settling, in the discretion of the taxing officer (or county court clerk), not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
Attending to file	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Court fee after amended pleading (when allowed)	1 00	50
Appeal—		
From Chambers. *See* Form, Part II.		
" County Court. " "		
" High Court. " "		
" Court of Appeal. " "		

	Higher Scale.	Lower Scale & Co. Ct.
Appeal Bond. *See* Bond.		
Appearance—		
Attending to obtain, or give undertaking to appear when service accepted by Solicitor	$1 00	$ 50
Drawing, including attending to enter for one defendant	1 00	50
For each additional defendant	20	10
Limiting defence in action for recovery of land in appearance, besides allowance for appearance; not to be allowed when notice of limiting defence served	1 00	50
Paid entering for one defendant	20	15
Each additional defendant	10	10
Notice of appearance when duly entered and notice given on the day of appearance, but not otherwise	50	25
Attending to serve notice	50	25
Attending to search appearance	50	25
Paid search	10	10
Affidavit of non-appearance, including copy, oath, and attending to swear	1 00	75
Appointment—		
Attending for appointment to settle or pass judgment or order of court	50	25
Notice of appointment, copy and service	80	25
When served on more than one party, the extra copies and services are to be allowed.		
Attending for appointment to tax	50	25
Drawing appointment, copy and service	1 00	50
For every additional copy and service	60	35
Attending for appointment to examine	50	25
Paid	50	10
Copy and service	60	35
Arbitration. *See* Arbitration, Part III.		
Articles of Clerkship. *See* Barristers and Solicitors, Part III.		
Assessment, notice of, and one copy	50	25
For every additional copy, per folio	10	10
Attending to serve, each	50	25
Attendances—		
Necessary attendances consequent on the service of a notice to produce or admit, or an inspection of documents when produced under order including making admission, altogether	1 00	50
To be increased by taxing officer (or county court clerk) in cases of special, difficult and important nature, to	2 00	1 00
Attending on return of motion, in Chambers	1 00	50
To be increased in the discretion of the presiding officer, or in county court cases of the judge, to	2 00	1 50

	Higher Scale.	Lower Scale & Co. Ct.
Attendances—*Continued.*		
On consultation, or conference, with counsel, in special, difficult, and important matters, in the discretion of the taxing officer in Toronto (or in county court cases of the county court clerk) to	$ 2 00	$1 00
To be increased in the discretion of the taxing officer as between solicitor and client, to such sum as he shall see fit, (or in county court cases in the discretion of the county court judge) to, not exceeding	—	3 00
No special attendance to be allowed to a solicitor on proceedings on which he also appears as counsel.		
Solicitor attending court on trial of cause, when not himself counsel, or partner of counsel	2 00	1 00
And in special, difficult, and important cases, each hour necessarily present at trial	2 00	1 00
In no case to exceed, per day	10 00	5 00
(Provided the attendance of such solicitor, and the length of time of such attendance, be duly entered at the time in the book of the registrar, deputy-registrar, deputy-clerk of the crown, clerk of assize, county court clerk, or other officer of the court present at the time, or proved by affidavit.)		
To hear judgment when not given on close of argument	2 00	1 00
To hear judgment when cause on list for judgment, but judgment not given	2 00	1 00
On taxation of costs		1 00
On taxation of costs, per hour	1 00	—
On revision, per hour, when attendance required by taxing officer, or revision had on order	1 00	50
On revision by county court judge on appeal	—	50
To obtain or give undertaking to appear, when service accepted by a solicitor	1 00	50
Attendance to file, or serve	50	25
Attendance on warrant, or appointment, of master, registrar, examiner, referee, or county court clerk, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, (or in county court cases the county court judge) to not exceeding per hour	2 00	1 00
Attendance on master, or registrar (or county court clerk), in special matters, per hour	1 00	50
Every other necessary attendance	50	25
On important points and matters, requiring the attendance of counsel, the master, or examiner, or referee, judgment clerk, or inspector of titles, may certify the amount of counsel fee proper to be allowed (to be noted at the time,)		

	Higher Scale.	Lower Scale & Co. Ct.
Attendances—*Continued.*		
for the guidance of the taxing officer in Toronto (or the judge in county court cases,) who may allow the same in lieu of fees for attendance.		
On the lower scale not to exceed $5.		
Or on special and important points, and matters requiring the attendance of counsel, before examiner, referee, or county court clerk, the county court judge may, in county court cases in lieu of the fees for attendance, allow a counsel fee when counsel attend the same, not to exceed $5.		
B		
Bill of Costs—		
Drawing bill of costs as between party and party for taxation, (including engrossing and copy for taxing officer, or county court clerk,) per folio	$ 30	$ 20
Copy to serve, per folio	10	10
Attending for appointment to tax	50	25
Paid	—	10
Notice of taxation, or appointment to tax, and one copy	50	25
Attending to serve	50	25
For every additional copy, per folio	10	10
For every additional service	50	25
Attending on taxation of costs		1 00
Attending on taxation of costs, per hour	1 00	—
Paid taxing costs, including attendance	—	80
Paid taxing costs, per hour	1 00	
Paid taxing costs, where officer paid by salary	90	80
Paid each filing	10	10
Attending for certificate or allocatur	50	—
Attending on revision, per hour, when attendance required by taxing officer, or revision had on order	1 00	50
Paid	1 00	—
Attending on revision by county court judge, on appeal	—	50
Bond—		
Appeal Bond:		
In the Court of Appeal for Ontario, the bond, including all affidavits is allowed at	5 00	3 00
And a fee to the opposite party for inspection of the bond and allowance of security	3 00	2 00
In the Supreme Court of Canada.		
Notice of giving security	2 00	
Attending on allowance of security	3 00	
Drawing, per folio	20	20
Engrossing, per folio	10	10
Attending execution	50	25
Affidavit of execution, or justification, per folio	20	20

	Higher Scale.	Lower Scale & Co. Ct.
Bond—*Continued.*		
Engrossing same to have sworn, per folio	$ 10	$ 10
Attending to swear	50	25
Paid commissioner	20	20
Brief—		
Instructions	2 00	50
Drawing, not exceeding five folios	2 00	1 00
Every folio over five	10	10
Original and necessary matter, per folio	20	20
Copy of documents other than pleadings, per folio	10	10
Copy of brief for second counsel when fee taxed to him, per folio	10	—
Attending counsel with and for brief (when counsel not solicitor nor partner of solicitor)	1 00	50
Counsel fees. *See* Counsel fees.		

C

Certificate—		
Of Accountant:		
Attending to bespeak, and for	1 00	50
Paid	50	50
Of Bank Manager:		
Drawing, per folio	20	20
Engrossing, per folio	10	10
Attending for signature	50	25
Drawing affidavit verifying, per folio	20	20
Engrossing	10	10
Attending to swear	50	25
Paid oath	20	20
Solicitor preparing exhibit	10	10
Paid marking exhibit	10	10
Of Taxation:		
Attending for	50	—
Every certificate for registration, attending, bespeaking and for	1 00	50
Paid besides filings	1 00	20
Every certificate made evidence by law, or required by the practice		
Attending for	50	25
Paid, including any necessary search	50	50
Additional fee for seal of court or office	50	—
Chambers—		
Attending on return of motion	1 00	50
To be increased in the discretion of the presiding officer, or in county court cases of the judge, to	2 00	1 50
On argument or examination in chambers in cases proper for the attendance of counsel, and where counsel attends	2 00	1 00

	Higher Scale.	Lower Scale & Co. Ct.
Chambers—*Continued.*		
To be increased in the discretion of the Master in Chambers, or the Master in Ordinary in high court cases.		
To be increased in the discretion of the judge in county court cases to a sum not exceeding	$ —	$ 5 00
Cheque—		
Attending to bespeak, and for	1 00	50
Paid	30	30
Claim for Master's Office—		
Instructions	2 00	1 00
Drawing, per folio	20	20
Engrossing, per folio	10	10
Instructions for affidavit verifying when special and allowed by taxing officer	1 00	50
Drawing affidavit verifying, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid oath	20	20
Preparing exhibits, each	10	10
Paid marking exhibits, each	10	10
Claim, Statement of. *See* Statement of Claim.		
Clerk of the County Court. *See* Tariff B., Part IV.		
Clerk of Crown and Pleas and Deputies. *See* Tariff B., Part IV.		
Clerk of Records and Writs. *See* Tariff B., Part IV.		
Cognovit—		
Taking and entering judgment thereon when there has been no previous proceeding, and the true debt does not exceed $200	8 00	8 00
For the same services when the true debt exceeds $200	12 00	10 00
Drawing and engrossing, and attending execution when there have been previous proceedings	2 00	1 00
Commission to Examine Witnesses—		
For costs of obtaining order. *See* Costs of a Chamber Application, Part II.		
Drawing interrogatories or cross-interrogatories, per folio	20	20
Fee to counsel settling interrogatories in the discretion of the taxing officer (or county court clerk in county court cases), not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
Attending to file	50	25
Paid besides filings	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25

	Higher Scale.	Lower Scale & Co. Ct.
Commission to Examine Witnesses—*Continued.*		
Perusal of interrogatories or cross interrogatories..... Such sum as the taxing officer in Toronto thinks fit.	$ —	$ 50
Commission, including all charges for attending for and delivering to the officer, and for all notices required to be indorsed on the writ, except as above provided.....	2 00	1 00
Paid besides filings.....	1 00	50
Notice of execution, including copy.....	50	25
Attending to serve.....	50	25
Attending on execution.....		
Or if an agent employed to attend on execution, charge :		
Paid agent attending on execution.....		
Paid commissioner.....		
Notice of opening commission, including copy..	50	25
Attending to serve.....	50	25
Attending when commission opened.....	1 00	50
Paid	1 00	50
Attending for office copy.....	50	25
Paid, per folio.....	10	10
Commissioners—		
Administering each oath.....	20	20
Marking each exhibit.....	10	10
Taking recognizance	50	50
Compromising Actions—		
When it has been satisfactorily proved that proceedings have been taken by solicitors out of court to expedite proceedings, save costs, or compromise actions, an allowance is to be made therefor in the discretion of the taxing officer in Toronto (or judge of county court in county court cases).		
Confession of Action, notice of, in action for recovery of land, as to whole or part, including copy.....	50	40
Attending to serve.....	50	25
Of Defence:		
Instructions for	2 00	1 00
Notice, including copy.....	50	25
Attending to serve.....	50	25
Consultation—		
Attending on consultation or conference with counsel in special, difficult and important matters in the discretion of the taxing officer in Toronto (or county court clerk), to.....	2 00	1 00
And to be increased in the discretion of the taxing officer as between solicitor and client to such sum as he shall see fit, (or in county court cases in the discretion of the county court judge) to, not exceeding.....	—	3 00
Counsel fees on consultation.....	5 00	2 00

	Higher Scale.	Lower Scale & Co. Ct.
Copies * —		
Of pleadings, brief and other documents, when no other provision is made, and copies properly allowable	$ 10	$ 10
Certified copy of pleadings, or issue, for use of judge	1 50	75
For every folio above 15, per folio	10	10
Of special and common orders of court or a judge	75	50
Of special order of court above three folios, per folio	20	10
Of writ, including copy of notices required to be endorsed, each	1 00	75
If over four folios, for every additional folio	10	10
Of notices, when allowed, per folio	10	10
Counsel Fees—		
Fee on motion of course, or on motion in matters not special	2 00	1 00
On special *ex parte* motion or application to the court (only one counsel fee to be taxed)	5 00	2 00
To be increased in the discretion of the taxing officer in Toronto (or judge of county court in county court cases, who shall mark amount to be taxed on order of court, if any, before taxation), to	10 00	5 00
Fee on argument on supporting or opposing application to the court, or argument of demurrer, special case, or appeal	10 00	5 00
On higher scale and lower scale to be increased in the discretion of the taxing officer in Toronto.		
In county court to be increased in the discretion of the judge to	—	10 00
On consultations	5 00	2 00
Fee, with brief, on assessment	10 00	6 00
Fee, with brief, at trial	10 00	10 00
To be increased by taxing officer in his discretion to a sum not exceeding $40 to senior counsel, and $20 to junior counsel, in actions of a special and important nature, provided that the taxing officer in Toronto shall have power to tax		

* "Every pleading may be either printed or written, or partly printed and partly written, but no more than four copies of any pleading or other document are to be allowed to any party in a cause or matter, exclusive of the draft, but inclusive of all other copies that may be required or made in the progress of the cause." Rule 395.

"If more than three copies, exclusive of the draft, are required of any pleading or other document, the party may have the pleading or document printed for the purpose of the cause or matter, and in that case he shall, in lieu of all charges for copies, be allowed thirty cents per folio of the pleading or document, and his reasonable disbursements of procuring the same to be printed." Rule 396.

"As to taking copies of documents in possession of another party, or extracts therefrom, under rules of court or any special order, the party entitled to take the copy or extracts is to pay the solicitor of the party producing the document for such copy or extracts as he may, by writing, require, at the rate of ten cents per folio; and if the solicitor of the party producing the document refuses or neglects to supply the same, the solicitor requiring the copy or extracts is to be at liberty to make it, and the solicitor for the party producing is not to be entitled to any fee in respect thereof." Rule 457.

	Higher Scale.	Lower Scale & Co. Ct.
Counsel Fees—*Continued.*		
increased fees, but more than one counsel fee shall not be allowed in any case not of a special and important nature; nor more than two in any case, provided that if an apppplication to increase fees be made in the first instance to the local taxing officer, and a *fiat* granted, no application shall thereafter be made to the taxing officer at Toronto.		
To be increased by the taxing officer at Toronto, or the judge (as the case may require) in actions of a special or important nature, and on appeals to the Court of Appeal (on notice to the opposite party), to a sum not exceeding...	$ —	$25 00
In county court cases no charge to be made by either party in connection with such application.		
On argument or examination in chambers in cases proper for the attendance of counsel and where counsel attends....	2 00	1 00
To be increased in the discretion of the Master in Chambers, or the Master in Ordinary in high court cases.		
To be increased in the discretion of the judge in county court cases to a sum not exceeding.....	—	5 00
On argument of appeal in the Court of Appeal, in the discretion of taxing officer at Toronto, not exceeding $80 to the senior counsel, and $50 to the junior counsel (in ordinary cases larger fees than $40 to the senior counsel and $20 to the junior counsel not to be allowed), in high court cases and in county court appeals, not exceeding $25.		
Two counsel fees not to be allowed except in difficult and important cases.		
To attend reference to master, county court clerk, or referee, when counsel necessary.....	5 00	3 00
To be increased in special and important matters requiring the attendance of counsel, in the discretion of the taxing officer in Toronto (or county court clerk in county court cases), not exceeding.....	—	6 00
Fee on drawing and settling allegations in præcipe for revivor, in special cases, proper for opinion of counsel.....	2 00	1 00
To be increased in the discretion of taxing officer (or county court clerk in county court cases), to an amount not exceeding	5 00	2 00
On settling pleadings, interrogatories, special cases or petitions, and advising on evidence in contested cases, in the discretion of the taxing officer (or county court clerk in county court cases), not exceeding....	5 00	3 00
On settling the appeal case and reasons for or against appeal..	5 00	2 00
To be increased in the discretion of the taxing officer at Toronto in special and important matters to a sum not exceeding	20 00	5 00

	Higher Scale	Lower Scale & Co. Ct.
Counsel Fees—*Continued.*		
When any fee is subject to be increased, in the discretion of the taxing officer in Toronto, either party to the taxation may, during its progress, require that such item shall be referred by the local taxing officer to the taxing officer in Toronto, whose decision shall be final as to that item, but this shall not prevent an appeal from such taxation.		
The necessary letters and attendances incurred in obtaining the decision of the taxing officer in Toronto in any matters which are in his discretion shall be allowed as part of the costs of the cause.		
The taxing officer in Toronto may apply to a judge, or the courts, on the taxation of any item which is in his discretion, or is referred to him.		
No application shall be allowed by either solicitor or counsel to a judge or a court in reference to any item which is in the discretion of the taxing officers in Toronto, but this is not to prevent an appeal from a taxing officer.		
On arbitrations, counsel fees may be allowed and taxed on the same scale and conditions, so far as possible, as those hereinbefore prescribed for counsel fees at trials.		
Counter-claim—		
Instructions for, when such claim could not, prior to the O. J. A., form the subject of a set-off	$2 00	$1 00
Drawing statement of defence and counter-claim up to 15 folios	3 00	1 50
For every folio over 15	20	15
Attending counsel with and for, to settle (when solicitor not counsel nor partner of counsel)	1 00	50
Counsel fee settling, in the discretion of the taxing officer (or county court clerk in county court cases) not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
Attending to file	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Court fee after counter-claim	1 00	50
Court Fees—		
Fees after statement of claim, or where statement dispensed with, after filing writ, on defence, joinder of issue, trial, or argument before courts or any other step in the cause, and on judgments other than præcipe judgments in mort-		

	Higher Scale.	Lower Scale & Co. Ct.
Court Fees—*Continued.*		
gage cases. No two fees to be allowed to either party when such proceedings are taken, or had, between the first day of any sittings of the courts (fixed by Rule 216, or R. S. O., 1887, cap. 47, sec. 12, as the case may be), and the first day of the following sittings so fixed	$ 1 00	$ 50
Fee on certified copy of pleadings for judge	1 00	50
Fee on every order, or judgment, to the party obtaining the same	1 00	50
Fee on præcipe judgment in mortgage cases	4 00	2 00

D

Decrees. *See* Judgments.		
Defence. *See* Statement of Defence.		
Demand of residence of plaintiff, including copy	50	25
Names of partners, including copy	50	25
Other demands, including copy	50	25
Additional copies, each, per folio	10	10
Attending to serve, each	50	25
Demurrer—		
Instructions for pleadings	1 50	1 00
Demurrer	2 00	1 00
Attending counsel with and for to settle (when counsel not solicitor, nor partner of solicitor)	1 00	50
Counsel fee settling in the discretion of the taxing officer (or county court clerk in county court cases), not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
Attending to file	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Attending to set down for argument	50	25
Paid	50	20
Notice of setting down, and copy	50	25
Attending to serve	50	25
Instructions for brief	2 00	50
Drawing, not exceeding five folios	2 00	1 00
Every folio over five	10	10
Copy brief for second counsel when fee taxed to him, per folio	10	—
Attending counsel with and for (when counsel not solicitor, nor partner of solicitor)	1 00	50
Counsel fee on argument	10 00	5 00

	Higher Scale.	Lower Scale & Co. Ct.
Demurrer—*Continued.*		
On higher and lower scale to be increased in the discretion of the taxing officer in Toronto.		
In county court cases to be increased in the discretion of the judge to	$ —	$10 00
Attending to hear judgment, when not given on close of argument, and when action on list for judgment, but judgment not given	2 00	1 00
Attending to hear judgment, when not given on close of argument	2 00	1 00
Depositions. *See* Examination.		
Deputy-Clerk. *See* Clerk of Crown and Pleas. Tariffs, Part IV.		
Deputy-Registrar. *See* Clerk of Records and Writs. Tariffs, Part IV.		
Disclaimer—		
Instructions for pleadings	1 50	1 00
Drawing	2 00	1 00
If above five folios, for every folio in addition	20	20
Attending counsel with and for to settle, (when counsel not solicitor, nor partner of solicitor)	1 00	50
Counsel fee settling in the discretion of the taxing officer (or county court clerk in county court cases), not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
Attending to file	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Court fee after disclaimer	1 00	50
Discontinuance—		
Instructions	2 00	1 00
Notice of discontinuance, and copy	50	40
Attending to file	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Defendant having received notice of discontinuance:		
Drawing bill of costs, including engrossing and copy for taxing officer, or county court clerk, per folio	30	20
Copy to serve, per folio	10	10
Attending for appointment to tax	50	25
Notice of taxation or appointment, and one copy	50	25
Attending to serve	50	25
Attending on taxation, per hour	1 00	—
Attending on taxation	—	1 00
Paid (besides filings)	90	80
Attending for certificate of taxation	50	—

	Higher Scale.	Lower Scale & Co. Ct.
Discontinuance—Defendant having received notice, etc.—*Continued.*		
Attending to file same and to enter judgment	$ 50	$ 25
Judgment	1 00	50
Paid (besides filings)	1 60	50
Fee on	1 00	50
Discovery. *See* Examination, Production.		
Documents. *See* Copies, Inspection, Production.		

E

Endorsement. *See* Indorsement.		
Evidence—		
Counsel fee advising on, in contested cases, in the discretion of the taxing officer (or county court clerk in county court cases), not exceeding	5 00	3 00
Examination of Parties or Witnesses:		
Instructions to examine opposite party	2 00	1 00
Attending for appointment	50	25
Paid	50	10
Subpœna:		
Ad Testificandum	1 00	50
Duces Tecum	1 25	75
If over 4 folios, additional per folio	15	15
Copy	1 00	75
If over 4 folios, additional per folio	10	10
Attending sheriff with	50	25
Attending on return	50	25
Paid sheriff's fees. *See* Tariffs, Part IV.		
Service of each copy, if not done by the sheriff or an officer employed by him, when taxable to solicitor on sheriff's default	1 00	50
If served at a distance of over two miles from the nearest place of business or office of the solicitor serving same, for each mile beyond such two miles	13	10
Paid conduct money. *See* Witnesses.		
Attending an examination, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto (or in county court cases the county court judge), to not exceeding per hour	2 00	1 00
On important points and matters requiring the attendance of counsel, the master, or examiner, or referee, judgment clerk, or inspector of titles, may certify the amount of counsel fee proper to be allowed (to be noted at the time), for the guidance of the taxing officer in Toronto (or the judge in county court		

	Higher Scale.	Lower Scale & Co. Ct.
Examination of Parties or Witnesses—*Continued.*		
cases), who may allow the same in lieu of fees for attendance.		
On the lower scale not to exceed $5.		
Or on special and important points, and matters requiring the attendance of counsel, before examiner, referee, or county court clerk, the county court judge may, in county court cases in lieu of the fees for attendance, allow a counsel fee when counsel attend the same, not to exceed $5.		
Paid examiner, per hour	$1 50	$ 75
Each oath	20	20
Each exhibit	20	20
Making up and forwarding	50	25
Certificate	50	25
Attending for copy depositions	50	25
Paid per folio	10	10
Examiner. *See* Special Examiner.		
Exchequer Court of Canada. *See* Tariffs, Part IV.		
Execution. *See* Writs.		
Exemplification—		
Attending to bespeak and for	1 00	50
Paid per folio for transcript and certificate	10	10
Additional fee for seal when required	50	—
Exhibits—		
Preparing each exhibit in town or country	10	10
Paid commissioner marking each exhibit	10	10
Master in Ordinary, local master, or referee	20	10
Deputy-registrar, special examiner, or referee of titles	20	20

F

Fiats—		
The necessary letters and attendances incurred in obtaining the decision of the taxing officer in Toronto in any matters which are in his discretion, shall be allowed as part of the costs of the cause.		
Fieri Facias. *See* Writs.		
Filing—		
Attending to file	50	25
Paid	10	10

	Higher Scale.	Lower Scale & Co. Ct.
Foreclosure. *See* Forms of Bills in Part II.		
Further Consideration and Further Directions—		
Instructions (in the discretion of taxing officer)	$2 00	$1 00
Attending to set down	50	25
Paid	50	20
Notice of hearing and copy	50	25
Attending to serve	50	25
Instructions for brief	2 00	50
Brief, not exceeding five folios	2 00	1 00
Each additional folio	10	10
Copy of brief for second counsel when fee taxed to him, per folio	10	—
Attending counsel with and for brief	1 00	50
Fee on argument	10 00	5 00
On higher scale and lower scale to be increased in the discretion of the taxing officer in Toronto. In county court cases in discretion of judge	—	10 00
Attending to hear judgment, when not given on close of argument	2 00	1 00
When cause on list for judgment, and judgment not given	2 00	1 00

H

Habeas Corpus. *See* Writs.

I

Indorsements--		
Special indorsement on writ of summons	1 00	75
Inspection—		
Notice to produce for inspection and copy	50	25
Attending to serve	50	25
Attending on inspection	1 00	50
To be increased by taxing officer, or county court clerk, in cases of a special, difficult, and important nature, to	2 00	1 00
Instructions—		
Instructions to sue in undefended cases	3 00	2 00
In defended cases	4 00	3 00
To defend	4 00	3 00
For petition where no writ of summons issued	2 00	1 00
To counsel in special matters	1 00	50
To counsel in common matters	50	25
For special affidavits when allowed by the taxing officer (or county court clerk in county court cases)	1 00	50

	Higher Scale.	Lower Scale & Co. Ct.
Instructions—*Continued*—		
For special affidavit on production when allowed by the taxing officer	$2 00	$1 00
For pleadings in action	1 50	1 00
For counter-claim, when such claim could not, prior to the Ont. Jud. Act, 1881, have formed the subject of a set-off	2 00	1 00
For reply to such counter-claims	2 00	1 00
To amend any pleading when the amendment is proper	2 00	1 00
For confession of defence under Rule 440	2 00	1 00
For special case in course of action	2 00	1 00
For special case when no writ issued, or pleadings had, and no instructions to sue allowed	3 00	2 00
To add parties by order of court or judge	2 00	1 00
For brief	2 00	50
For every suggestion	1 00	1 00
For adding parties in consequence of marriage, death, assignment, etc.	1 00	50
For issue of fact, by consent, or judge's order	2 00	1 00
To defend added parties after suggestion of death of original party, or on revivor	2 00	1 00
For confession of action in ejectment as to the whole, or in part	1 00	50
To strike or reduce special jury	2 00	1 00
For such other important step or proceeding in the suit as the taxing officer is satisfied warrants such a charge	2 00	1 00
Interlocutory Judgment. *See* Judgment.		
Interpleader. *See* Form of a Bill of Costs of a Chamber application, Part II.		
Interrogatories—		
Instructions, in discretion of taxing officer	2 00	1 00
Drawing, per folio	20	20
Attending counsel with and for to settle when counsel not solicitor, nor partner of solicitor	1 00	50
Counsel fee settling in the discretion of the taxing officer or county court clerk in county court cases, not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
Attending to file	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25

	Higher Scale.	Lower Scale & Co. Ct.
Issue of Facts—		
Instructions for, by consent or judge's order	$2 00	$1 00
Drawing, per folio	20	20
In special or contested actions or matters on the higher scale to be increased to such sum as the taxing officer in Toronto may think fit.		

J

Joinder of Issue—		
Drawing	2 00	1 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
Attending to file	50	25
Paid filing	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Judgment—		
Delivery of :		
Attending to hear when not given on close of argument, in court	2 00	1 00
Attending to hear when not given on close of argument, in chambers	1 00	50
Attending to hear when cause on list for judgment, but judgment not given, in court	2 00	1 00
Interlocutory :		
Attending to search appearance	50	25
Paid	10	10
Affidavit of non-appearance	1 00	75
Judgment	1 00	50
Attending to enter	50	25
Paid, besides filings	1 10	30
Fee on	1 00	50
Final, after hearing or trial, where no special minutes :		
Attending to bespeak and for	1 00	50
Paid, besides filings	1 60	50
Fee on	1 00	50
Final, after hearing or trial, where special minutes :		
Drawing special minutes, per folio, when prepared by solicitor, under directions of registrar or judgment clerk (or in county court cases of county court judge)	20	20
Copy special minutes, per folio	10	10
Attending for appointment to settle copy and service	1 30	50

	Higher Scale.	Lower Scale & Co. Ct.
Judgment—Final, after hearing of Trial, etc.—*Continued*—		
When served on more than one party, the extra copies and services are to be allowed, each	$ 60	$ 35
Attending to settle, per hour	1 00	50
To be increased in the discretion of the officer in special and difficult cases, when the solicitor attends personally, to a sum not exceeding altogether	5 00	2 50
Engrossing minutes, per folio	10	10
Attending for appointment to pass copy and service	1 30	50
When served on more than one party, the extra copies and services are to be allowed, each	60	35
Attending to pass, per hour	1 00	50
To be increased in the discretion of the officer in special and difficult cases, when the solicitor attends personally, to a sum not exceeding altogether	5 00	2 50
Attending to bespeak, and for	1 00	50
Paid, besides filings	1 60	50
Fee on	1 00	50
Jury—		
Notice for jury and copy	50	25
Attending to file and serve (Filed and served with last pleading.)		
Special:		
Instructions to strike or reduce	2 00	1 00
Writ of *venire facias*, including all notices required to be indorsed	2 00	1 00
Attending for writ	50	25
Paid, besides filings	1 00	50
Attending sheriff with writ	50	25
Notice of appointment and copy	50	25
Attending to serve	50	25
Attending on selection of jurors, per hour	1 00	50
Paid sheriff's fees. *See* Tariffs, Part IV.		

L

Letters—		
Letters to each defendant before suit, only one letter to be allowed to any defendants who are in partnership, and when subject of suit relates to the transactions of their partnership	50	25
Common letters, including necessary agency letters	50	25

	Higher Scale.	Lower Scale & Co. Ct.
Letters—*Continued*—		
With power to the taxing officer (or in county court cases the county court clerk), as between solicitor and client, to increase the fee for special and important letters, to an amount not exceeding	$2 00	$1 00
Postages—the amount actually disbursed.		
For correspondence during the progress of an appeal to the court of appeal a reasonable sum in the discretion of the taxing officer may be allowed, not exceeding	5 00	2 00
Lis Pendens, certificate of—		
Attending to bespeak and for	1 00	50
Paid and filing præcipe	1 10	60
Letter to, or attending registrar with	50	25
Enclosed fees	50	50
Postage		

M

Maps or Plans—

If maps or plans were used at the trial the necessity for them must be shown in the affidavit of increase, or no allowance will be made for them; the sum paid for them must also be set forth; and that they were prepared or procured with a view to the trial of the cause. The taxing officer is authorized in such case to make a reasonable allowance for maps and plans. Rule 1213.

Maritime Court. *See* Tariffs, Part IV.

Master in Ordinary and Local Master. *See* Tariffs, Part IV.

Minutes. *See* Judgments and Orders.

Motions. *See* Forms of Bills of Costs, Part II.

N

Notices, including one copy—		
Of appearance, when duly entered and notice given on the day of appearance, but not otherwise	50	25
To sheriff, to discharge prisoner out of custody	50	50
Notice, in action for recovery of land, to defend for part of premises; not to be allowed when defence limited by appearance	1 00	50

	Higher Scale.	Lower Scale & Co. Ct.
Notices—*Continued*—		
If above three folios, per folio in addition	$ 20	$ 15
Notice of claimant's or defendant's title in action for recovery of land, same fees.		
Notice of entry of appearance in action for recovery of land by a party not named in writ	50	25
Demand of particulars	50	50
Particulars of claim, demand, set-off, or counter claim, five folios or under	2 00	75
If exceeding five folios, per folio in addition	20	15
Notice of admission of right and denial of ouster by a joint tenant	50	—
If above three folios, for every folio additional	20	—
Of discontinuance and one copy	50	40
For every additional copy, per folio	10	10
Of disputing amount of claim	50	25
Of confession of action in action for recovery of land as to whole or part	50	40
Notice in lieu of statement of claim, and one copy	50	25
For every additional copy, per folio	10	10
Of trial or assessment and one copy	50	25
For every additional copy, per folio	10	10
Demand of residence of plaintiff	50	25
Demand of names of partners	50	25
All common notices not above specified	50	25
Notice to admit, and produce, if not exceeding two folios, and one copy	50	25
For every additional copy, per folio	10	10
For each necessary folio above two	20	20
Notice of setting down on motion for judgment, or on further directions, and one copy	50	25
For every additional copy, per folio	10	10
Notice of motion in court, or chambers, engrossing and copy to serve, per folio	30	15
For every additional copy, per folio	10	10
Notice of taxation, or appointment to tax, and one copy	50	25
For every additional copy, per folio	10	10
For preparing, and filling up for service, in any cause or matter, each notice to creditors to prove claims, and each notice that cheque may be received, specifying the amounts to be received for principal and interest, and costs, if any—including mailing	25	25
Notice of filing affidavits, when required, and one copy (only one notice to be allowed for a set of affidavits filed or which ought to be filed together)	50	25

	Higher Scale.	Lower Scale & Co. Ct.
Notices—*Continued*—		
For every additional copy, per folio	$ 10	$ 10
Notice by defendant to third party, under Rule 329	1 00	50

O

Orders of Court—		
Where no special minutes:		
Attending to bespeak and for	1 00	50
Fee on	1 00	50
Paid, besides filings	50	50
And for entering in addition, per folio	10	10
Where special minutes:		
Drawing special minutes, per folio, when prepared by solicitor, under direction of registrar or judgment clerk (or in county court cases of the county court judge)	20	20
Copy special minutes, per folio	10	10
Attending for appointment to settle copy and service	1 30	50
When served on more than one party the extra copies and services are to be allowed, each	60	35
Attending to settle, per hour	1 00	50
To be increased in the discretion of the officer in special and difficult cases, when the solicitor attends personally, to a sum not exceeding altogether	5 00	2 50
Engrossing orders in special cases, per folio	10	10
Attending for appointment to pass copy and service	1 30	50
When served on more than one party the extra copies and service are to be allowed, each	60	35
Attending to pass, per hour	1 00	50
To be increased in the discretion of the officer in special and difficult cases, when the solicitor attends personally, to a sum not exceeding altogether	5 00	2 50
Attending to bespeak and for	1 00	50
Paid, besides filings	50	50
And for entering in addition, per folio	10	10
Fee on	1 00	50
Orders in Chambers—		
Where no special minutes:		
Attending to bespeak and for, if order entered	1 00	50
If order not entered	50	25
Fee on	1 00	50
Paid, besides filings	50	50
And for entry, in addition, per folio	10	10

	Higher Scale.	Lower Scale & Co. Ct.
Orders in Chambers—*Continued*—		
Where special minutes:		
Drawing special minutes, per folio, when prepared by solicitor, under direction of clerk	$ 20	$ 20
Copy, per folio	10	10
Notice of settling, and one copy and service	1 00	50
Each additional copy and service	60	35
Attending on settlement	1 00	50
Attending to bespeak and for, when order entered	1 00	50
When order not entered	50	25
Fee on order	1 00	50
Paid, besides filings	50	50
And for entering, in addition, per folio	10	10

P

Particulars—		
Instructions	2 00	1 00
Drawing five folios or under	2 00	75
If exceeding five folios per folio in addition	20	15
Copy to serve, per folio	10	10
Attending to serve	50	25
Demand of, and copy	50	25
Attending to serve	50	25
Partition. *See* Administration.		
Payment into Court—		
Attending for direction to pay in	50	25
Paid	30	30
Attending to pay in	50	25
Payment out of Court—		
Attending to bespeak and for cheque	1 00	50
Paid	30	30
Petition*—		
Instructions, where no writ of summons issued	2 00	1 00
Drawing, per folio	20	15

* Where a petition in any action or matter is served, and notice is given to the party served that in case of his appearance in court his costs will be objected to, and accompanied by a tender of costs for perusing the same, the amount to be tendered shall be $5. The party making the payment shall be allowed the same in his costs, provided the service was proper, but not otherwise; but this rule is without prejudice to the rights of either party to costs, or to object to costs where no such tender is made, or where the court or judge shall consider the party entitled, notwithstanding such notice or tender to appear in court. Rule 1193.

	Higher Scale.	Lower Scale & Co. Ct.
Petition—*Continued*—		
Attending counsel with, and for to settle, when solicitor not counsel nor partner of counsel	$1 00	$ 50
Counsel fee settling, in the discretion of the taxing officer (or county court clerk in county court cases) not exceeding	5 00	3 00
Engrossing, per folio	10	10
Attending to set down for hearing	50	25
Paid	50	20
Notice of hearing, engrossing, and copy to serve, per folio	30	15
Each additional copy, per folio	10	10
Copy petition to serve, per folio	10	10
Attending to serve petition and notice	50	25
Affidavits in support of petition. *See* Affidavits.		
Brief on argument. *See* Brief.		
Fee on argument. *See* Counsel Fees.		
Order. *See* Orders.		
Pleading—		
Instructions for pleadings in action	1 50	1 00
Statement of Claim. *See* Statement of Claim.		
" Defence. " " Defence.		
Counter-claim. " Counter-claim.		
Reply. " Reply.		
Demurrer. " Demurrer.		
Other Pleadings—		
Drawing	2 00	1 00
If above 10 folios, for every folio in addition	20	15
Attending counsel with and for to settle, if solicitor not counsel nor partner of counsel	1 00	50
Counsel fee settling, in the discretion of the taxing officer or county court clerk in county court cases not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy, to file, per folio	10	10
Attending to file	50	25
Paid	10	10
Copy, to serve, per folio	10	10
Attending to serve	50	25
Court fee	1 00	50
Perusals—		
Of each of the pleadings as defined by the Judicature Act	1 00	50
Of special case by the solicitor of any party, except the one by whom it is prepared, when the case is submitted in the course of the cause	2 00	1 00

	Higher Scale.	Lower Scale & Co. Ct.
Perusals—*Continued*—		
And in special or contested actions or matters, of interrogatories and cross interrogatories, on commission.....	$ —	$ 50
Such sum as the taxing officer in Toronto thinks fit.		
Of affidavits and exhibits of a party adverse in interest, filed or produced on any application, where perusal is necessary.		
If 20 folios, or under.....	1 00	50
On the higher scale, per folio, over 20 folios	05	
(Not in any case to exceed the sum of $5.)		
Printing—		
Every pleading may be either printed or written, or partly printed and partly written, but no more than four copies of any pleading, or other document, are to be allowed, to any party, in a cause or matter, exclusive of the draft, but inclusive of all other copies that may be required or made, in the progress of the cause. Rule 395.		
If more than three copies, exclusive of the draft, are required, of any pleading, or other document, the party may have the pleading, or document, printed for the purposes of the cause or matter, and in that case he shall, in lieu of all charges for copies, be allowed 30 cents per folio, of the pleading or document, and his reasonable disbursements of procuring the same to be printed. Rule 396.		
Production—		
Attending to bespeak and for order	50	25
Paid, besides filing.....	50	30
Copy	75	50
Attending to serve	50	25
Fee on order.....	1 00	50
Having received order to produce, Instructions, in discretion of taxing officer	2 00	1 00
Drawing affidavit, per folio	20	20
Engrossing, per folio.....	10	10
Attending to swear.....	50	25
Paid commissioner for oath.....	20	20
Attending to file	50	25
Paid	10	10
Notice of filing and copy	50	25
Attending to serve	50	25
Having received demand, copy of affidavit to serve, per folio..	10	10
Attending to serve	50	25

	Higher Scale.	Lower Scale & Co. Ct.

Q

Quieting Titles—

The fees of solicitors, and counsel, and the fees paid in stamps for proceedings under the Quieting Titles Act are respectively to be the same as for like proceedings in suits. Rule 1037.

Referee's fees. See Tariffs, Part IV.

Inspector's fees.

The fee of the Inspector of Titles on entering the petition with him, is eight dollars, and no further fee is to be paid him for correspondence, examination of the title, drawing and engrossing certificate or conveyance, or for any other matter or thing done under the petition. Rule 1036.

The applicant or his solicitor is to pay or prepay, as the case may be, all postages and other expenses of transmitting letters or papers. Rule 1033.

R

Recognizance—		
Fee to commissioner taking	$ 50	$ 50
" clerk of crown or deputy, taking	30	—
Record—		
Certified copy of pleadings or issue for use of judge	1 50	75
For every folio above fifteen, per folio	10	10
Attending to have certified	50	25
Paid	1 00	50
Fee on	1 00	50
Attending to deliver and enter action for trial	50	25
Paid	2 00	50
Additional in jury cases	3 00	1 50
Reference—		
Attending on warrant or appointment of master, registrar, examiner, referee, or county court clerk, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, (or in county court cases the county court judge) to not exceeding per hour	2 00	1 00
On important points and matters requiring the attendance of counsel, the master, or examiner, or referee, judgment clerk or inspector of titles, may certify the		

	Higher Scale.	Lower Scale & Co. Ct.
Reference—Attending on Warrant, etc.—*Continued*—		
amount of counsel fee proper to be allowed (to be noted at the time) for the guidance of the taxing officer in Toronto (or the judge in county court cases), who may allow the same in lieu of fees for attendance.		
On the lower scale not to exceed $5.		
Or on special and important points and matters requiring the attendance of counsel, before examiner, referee or county court clerk, the county court judge may in county court cases, in lieu of the fees for attendance, allow a counsel fee when counsel attend the same, not to exceed $5.		
Rejoinder. *See* Reply.		
Reply—		
Instructions	$2 00	$1 00
Drawing	2 00	1 00
If over ten folios for every additional folio	20	15
Attending counsel with and for to settle, when solicitor not counsel, nor partner of counsel	1 00	50
Counsel fee settling, in the discretion of the taxing officer (or county court clerk in county court cases) not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
Attending to file	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Court fee	1 00	50
Revision of taxation—		
Attending on revision, per hour, when attendance required by taxing officer, or revision had on order	1 00	50
Paid	1 00	—
Attending on revision by county court judge on appeal	—	50
Revivor—		
Instructions	1 00	50
Drawing præcipe, per folio	20	20
Attending counsel with and for to settle, when solicitor not counsel nor partner of counsel	1 00	50
Counsel fee settling in special cases proper for the opinion of counsel	2 00	1 00
To be increased in discretion of taxing officer or county court clerk in county court cases to an amount not exceeding	5 00	2 00
Engrossing per folio	10	10

	Higher Scale.	Lower Scale & Co. Ct.
Revivor—*Continued*—		
Copy to file, per folio	$ 10	$ 10
Attending to bespeak and for order	1 00	50
Paid (besides filings), per folio	20	20
And for entering in addition, per folio	10	10
Fee, on order	1 00	50
Drawing notice to be endorsed, per folio	20	20
Copy of order to serve	75	50
Over three folios, per folio	20	10
Copy of endorsement to serve, per folio	10	10
Attending to serve	50	25

S

Sales—		
Copy Judgment or order for master	75	50
over three folios, per folio	20	10
Attending Master to file and for warrant to consider	50	50
Paid for warrant	50	10
" filing judgment or order	20	10
Copy of warrant, each	10	10
Attending to serve, each	50	25
Attending on appointment, per hour	1 00	50
Paid	1 50	50
When Master directed property to be sold by public auction.		
Drawing advertisement, including all copies, except for printing	2 00	1 00
And for each folio over 5, per folio	20	15
To be increased in the discretion of the master or in county court cases the county court judge to a sum not exceeding $10, when special information has been procured for the purposes of sale.		
Instructions for affidavits, verifying advertisement, fitness of auctioneer, reserved bid, etc., in discretion of taxing officer	1 00	50
Drawing affidavit verifying per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid commissioner	20	20
Preparing each exhibit	10	10
Paid commissioner marking each exhibit	10	10
Attending and making arrangements with auctioneer	1 00	50

	Higher Scale.	Lower Scale & Co. Ct.
Sales—*Continued*—		
Drawing affidavit of fitness of auctioneer, per folio	$ 20	$ 20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid commissioner	20	20
Drawing affidavit as to reserved bid, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid commissioner	20	10
Attending master on adjournment of appointment to settle advertisement, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, (or in county court cases the county court judge) to not exceeding, per hour	2 00	1 00
Paid master, per hour (besides filings)	1 50	50
Copy advertisement for posters, per folio	10	10
Attending printer with same	50	25
Attending printer for proof	50	25
Revising proof	1 00	50
Attending for posters	50	25
Paid printer		
Attending bill-poster with posters	50	25
Paid bill-poster		
Drawing affidavit of bill-poster, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid commissioner	20	20
Preparing exhibit	10	10
Paid commissioner, marking	10	10
Attending other solicitors with posters, each	50	25
Copy advertisement for newspaper, per folio	10	10
Attending publisher with same	50	25
Paid		
Attending to search files	50	25
Drawing affidavit of publication, per folio	20	20
Attending to search files	50	25
Engrossing, per folio	10	10
Attending to swear	50	25
Paid commissioner	20	20
Preparing exhibit	10	10
Paid commissioner marking	10	10
Drawing conditions of sale and contract per folio	20	10
Copy conditions of sale for auctioneer, per folio	10	10
Fee on conducting sale when held where solicitor resides	5 00	3 00
If solicitor is engaged more than three hours, for every hour beyond that time	1 00	75

	Higher Scale.	Lower Scale & Co. Ct.
Sales—Fee on Conducting Sale, etc.—*Continued*—		
Fee on conducting sale elsewhere, besides all necessary travelling and hotel expenses when solicitor attends with the approval of the master previously given....	$10 00	$5 00
If the sale occupies more than one day the master may allow him, in addition to his travelling expenses, *per diem*, a sum not exceeding $20.....		
The master may also allow to one other party to the suit his fees and expenses for attending sales, if in his opinion it is necessary and proper that he should attend.		
Attending for direction to pay in deposit	50	25
Paid.....	30	30
Attending to pay in.....	50	25
Drawing affidavit of auctioneer of result of sale, per folio....	20	20
Engrossing, per folio.....	10	10
Attending to swear.....	50	25
Paid commissioner.....	20	20
Preparing each exhibit	10	10
Paid commissioner marking each exhibit.....	10	10
Attending master with all papers and for warrant to settle report on sale (if no time fixed)	1 00	50
Paid for warrant.....	50	10
filings, each	10	10
Copy warrant.....	10	10
Attending to serve, each.....	50	25
Attending on appointment, per hour.....	1 00	50
To be increased in discretion of taxing officer in Toronto, (or in county court cases the county court judge) to not exceeding per hour.....	2 00	1 00
Paid master (besides filings), per hour.....	1 50	50
Attending for report.....	50	25
Paid Master, drawing report, per folio.....	20	20
fair copy, per folio.....	10	10
Fee on report.....	2 00	—
Copy of report to keep, per folio	10	10
Attending to file report.....	50	25
Paid	10	10
Having received demand of abstract.		
Drawing abstract, per folio.....	20	20
Engrossing, per folio.....	10	10
Notice endorsed on abstract, per folio.....	20	20
Copy abstract and notice, per folio.....	10	10
Attending to serve.....	50	25
Having received requisitions.		
Drawing answers, per folio.....	20	20

	Higher Scale.	Lower Scale & Co. Ct.
Sales—*Continued*—		
Engrossing, per folio	$0 10	$0 10
Copy, per folio	10	10
Attending to serve	50	25
Having received warrant to consider abstract.		
Attending on same when objections disallowed, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto,' (or in county court cases the county court judge) to not exceeding, per hour	2 00	1 00
Paid master, per hour	1 50	50
Attending purchaser's solicitor on verification of abstract, per hour	1 00	50
Notice to serve objections, and copy	50	25
Attending to serve	50	25
If another warrant served charge attendance on same as before.		
Drawing conveyance, per folio	20	20
Attending counsel with and to settle	1 00	50
Counsel fee settling		
Fair copy to submit for approval, per folio	10	10
Attending to submit to purchaser's solicitor	50	25
Or charge.		
Having received draft conveyance attending counsel with and for to settle	1 00	50
Counsel fee settling		
Attending to return draft conveyance to vendor's solicitor	50	25
If the conveyance is settled by the master no fee is allowed to counsel for settling conveyance.		
Charge instead.		
Attending master to settle conveyance	1 00	50
Paid	1 00	50
Engrossing conveyance, per folio	10	10
Attending to compare engrossments and have marked	1 00	50
Paid, each engrossment	1 00	50
Attending on execution	1 00	50
Affidavit of execution	1 00	75
Attending purchaser's solicitor with conveyance	50	25
Service—		
Of writ, each service if not done by the sheriff or an officer employed by him, when taxable to solicitor on sheriff's default	1 00	75
If served at a distance of over two miles from the nearest place of business or office of the solicitor serving same, for each mile beyond such two miles	13	10
(For service of writ out of jurisdiction, such allowance to be made as the taxing officer or the county court judge shall think fit.)		

	Higher Scale.	Lower Scale & Co. Ct.
Service—*Continued*—		
Attendance to serve	$0 50	$0 25
Setting down case--		
Attending to set down	50	25
Paid.		
For trial	2 00	50
additional in jury cases	3 00	1 50
further directions	50	20
motion for judgment	50	20
demurrer, special case, etc.	50	20
Sheriff. *See* Tariffs, Part IV.		
Solicitors. *See* Barristers and Solicitors, Part III.		
Special Cases—		
Instructions when no writ issued or pleadings had, and no instructions to sue allowed	3 00	2 00
Instructions in course of action	2 00	1 00
Drawing special case, per folio	20	20
Attending counsel with, and for to settle, when solicitor not counsel, nor partner of counsel	1 00	50
Counsel fee settling in the discretion of the taxing officer or county court clerk in county court cases, not exceeding	5 00	3 00
Attending solicitor with to settle	50	25
Having received case returned		
Engrossing, per folio	10	10
Copy to file, per folio	10	10
Attending to file	50	25
Paid filing	10	10
setting down	50	20
Copy to serve, per folio	10	10
Notice of setting down, and one copy	50	25
Each additional copy, per folio	10	10
Attending to serve each	50	25
Instructions for brief	2 00	50
Brief, not exceeding five folios	2 00	1 00
for each folio, above five	10	10
copy of documents other than pleadings, per folio	10	10
copy brief for second counsel when fee taxed to him, per folio	10	—
Counsel fee on argument	10 00	5 00
On higher or lower scale to be increased in the discretion of the taxing officer in Toronto (in county court to be increased in discretion of judge to)	—	10 00
Attending to hear judgment when not given on close of argument	2 00	1 00

	Higher Scale.	Lower Scale & Co. Ct.
Special Examiners, Fees of. *See* Tariffs, Part IV.		
Statement of Claim—		
Instructions for pleadings in action	$1 50	$1 00
Drawing statement of claim	2 00	1 00
If above ten folios, for every folio above ten in addition	20	15
Attending counsel with and for to settle when solicitor not counsel nor partner of counsel	1 00	50
Counsel fee settling in the discretion of the taxing officer (or county court clerk in county court cases) not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
If statement printed :		
Allowance in lieu of all copies, per folio	30	30
Paid printer (necessary disbursements)		
Attending to file	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Court fee	1 00	50
Statement of defence—		
Instructions	1 50	1 00
Drawing statement of defence if five folios, or under	2 00	1 00
If above five folios, for every folio in addition	20	20
Same subsequent charges as in statement of claim.		
Subpœna. *See* Writs.		
Supreme Court of Canada. *See* Forms, Part II. and Tariffs, Part IV.		
Surrogate Court. *See* Tariffs, Part IV.		

T

Taxation. *See* Bill of Costs.
Trial. *See* Counsel Fees, Attendances.

U

Undertaking—		
Attending to obtain or give, when service accepted by a solicitor	1 00	50

	Higher Scale.	Lower Scale & Co. Ct.
W		
Witnesses—Allowance to—		
To witnesses residing within three miles of the court house, per diem	$1 00	$1 00
To witnesses residing over three miles from the court house	1 25	1 25
Barristers and solicitors, physicians and surgeons, other than parties to the cause, when called upon to give evidence, in consequence of any professional service rendered by them, or to give professional opinions, per diem	4 00	4 00
Engineers, surveyors and architects, other than parties to the cause, when called upon to give evidence of any professional service rendered by them, or to give evidence depending upon their skill or judgment, per diem	4 00	4 00
If witnesses attend in one case only, they will be entitled to the full allowance. If they attend in more than one case, they will be entitled to a proportionate part in each cause only.		
The travelling expenses of witnesses, over three miles, shall be allowed, according to the sums reasonably and actually paid, but in no case shall exceed twenty cents per mile, one way.		
Writs—		
All writs, except writs of execution, supœnas, and concurrent, and renewed writs	2 00	1 00
Concurrent writ	1 50	75
Renewed writ (except writs of execution)	1 50	75
All writs if over four folios, for every folio	20	20
Subpœna ad testificandum	1 00	50
Subpœna duces tecum	1 25	75
All subpœnas if over four folios, additional per folio	15	15
Notice of writ for service in lieu of writ out of jurisdiction and copy	1 00	75
(Alias, and subsequent writs, to be allowed as originals.)		
Special indorsement of writ of summons	1 00	75
Suing out any writ of execution	6 00	4 00
Renewal of any writ of execution	4 00	2 50
In both cases, including placing same in the sheriff's hands, all attendances, indorsements and letters in connection therewith.		

	Higher Scale.	Lower Scale & Co. Ct.
Writs—*Continued*—		
Copy and Service of Writs of Summons, and Other Process:		
For copy, including copy of notices required to be indorsed, each	$1 00	$0 75
If over four folios, for every additional folio	10	10
Service of each copy of writ, if not done by the sheriff or an officer employed by him, when taxable to solicitor on sheriff's default	1 00	50
If served at a distance of over two miles from the nearest place of business, or office of the solicitor serving same, for each mile beyond such two miles	13	10
For service of writ out of jurisdiction—such allowance as taxing officer or county court judge shall think fit.		

PART II.

FORMS OF BILLS OF COSTS.

———:o:———

FORM No. I.

PLAINTIFF'S COSTS WHERE JUDGMENT OBTAINED UPON DEFAULT OF APPEARANCE TO A SPECIALLY INDORSED WRIT.

	Higher Scale.	Lower Scale & Co. Ct.
Instructions	$3 00	$2 00
Letter to each defendant	50	25
Only one letter to be allowed to any defendants who are in partnership, and when subject of suit relates to the transactions of their partnership.		
Postage.		
WRIT AND SERVICE.		
Writ of summons	2 00	1 00
Concurrent	1 50	75
Renewed	1 50	75
If over four folios, for every additional folio	20	20
(NOTE.—Above allowances include all charges for notices required to be endorsed on writ.)		
Special indorsement	1 00	75
Copy writ, including copy of notices required to be endorsed, each	1 00	75
If over four folios, for every additional folio	10	10
Notice of writ, for service in lieu of writ out of jurisdiction, and copy	1 00	75
Attending for writ	50	25
Paid, including filing	1 10	60
Attending sheriff with writ	50	25
Attending on return	50	25
Paid sheriff's fees. *See* Tariffs, Part IV.		

	Higher Scale	Lower Scale & Co. Ct.
Affidavit of mileage	$1 00	$0 75
Or Service of each copy of writ, if not done by the sheriff or an officer employed by him, when taxable to solicitor, on sheriff's default	1 00	50
If served at a distance of over two miles from the nearest place of business or office of the solicitor serving the same, for each mile beyond such two miles	13	10
For service out of jurisdiction, such allowance to be made as the taxing officer, or county court judge, shall think fit.		
Affidavit of service	1 00	75
JUDGMENT.		
Attending to search appearance	50	25
Paid	10	10
Affidavit of non-appearance	1 00	75
Bill of costs, including engrossing and copy for taxing officer, or county court clerk, per folio	30	20
Attending on taxation	1 00	1 00
Paid on taxation, besides filings	90	80
Attending for certificate	50	—
Judgment	1 00	50
Attending to enter judgment	50	25
Paid entering, besides filings	1 60	30
For computation, if any	1 00	50
Fee on judgment	1 00	50
EXECUTION.		
Suing out writ of execution, each	6 00	4 00
(Including placing same in sheriff's hands, attendances, endorsements, and letters in connection therewith.)		

FORM No. II.

PLAINTIFF'S COSTS WHERE JUDGMENT OBTAINED UPON DEFAULT OF APPEARANCE AND AFTER ASSESSMENT OF DAMAGES.

Instructions	3 00	2 00
Letter to each defendant	50	25
Only one letter to be allowed to any defendants who are in partnership, and when subject of suit relates to the transactions of their partnership.		
Postage.		

	Higher Scale.	Lower Scale & Co. Ct.
WRIT AND SERVICE.		
Writ of summons	$2 00	$1 00
Concurrent	1 50	75
Renewed	1 50	75
If over four folios, for every additional folio	20	20
(NOTE.—Above allowances include all charges for notices required to be endorsed on writ.)		
Copy writ, including copy of notices required to be indorsed, each	1 00	75
If over four folios, for every additional folio	10	10
Notice of writ, for service in lieu of writ out of jurisdiction, and copy	1 00	75
Attending for writ	50	25
Paid, including filing	1 10	60
Service of each copy of writ, if not done by the sheriff or an officer employed by him, when taxable to solicitor, on sheriff's default	1 00	50
If served at a distance of over two miles from the nearest place of business or office of the solicitor serving the same, for each mile beyond such two miles	13	10
For service out of jurisdiction, such allowance to be made as the taxing officer, or county court judge shall think fit.		
Affidavit of service	1 00	75
Or Attending sheriff with writ	50	25
Attending return from sheriff	50	25
Paid sheriff's fees. *See* Tariffs, Part IV.		
Affidavit of mileage	1 00	75
INTERLOCUTORY JUDGMENT.		
Attending to search appearance	50	25
Paid	10	10
Affidavit of non-appearance	1 00	75
Judgment	1 00	50
Attending to enter judgment	50	25
Paid, besides filings	1 10	30
Fee on judgment	1 00	50
ASSESSMENT OF DAMAGES.		
Instructions	2 00	1 00
Certified copy of interlocutory judgment for use of judge	1 50	75
Attending to have certified	50	25
Paid	1 00	50
Fee on	1 00	50

	Higher Scale.	Lower Scale & Co. Ct.
Attending to set down for assessment	$0 50	$0 25
Paid	2 00	50
Additional in jury cases	3 00	1 50
Notice of assessment and one copy	50	25
Every additional copy, per folio	10	10
Attending to serve, each	50	25
Letter to client advising	50	25
Instructions for Brief	2 00	50
Drawing brief, not exceeding five folios	2 00	1 00
Every folio over five	10	10
Original and necessary matter, per folio	20	20
Copy of documents, per folio	10	10
Copy of brief for second counsel when fee taxed to him, per folio	10	—
Attending counsel with and for brief (where counsel not solicitor nor partner of solicitor)	1 00	50
Counsel fee, advising on evidence in the discretion of the taxing officer, or county court clerk in county court cases, not exceeding	5 00	3 00
Notice to Admit, if not exceeding two folios, and one copy	50	25
Each necessary folio above two, per folio	20	2
Every additional copy, per folio	10	10
Attending to serve, each	50	25
Attending upon inspection of documents, and when admissions made	1 00	50
To be increased by taxing officer or county clerk in case of a special, difficult and important nature, to	2 00	1 00
Having received notice to admit.		
Attending to inspect documents and make admissions	1 00	50
To be increased by taxing officer in case of a special, difficult and important nature, to	2 00	1 00
Notice to Produce, if not exceeding two folios, and one copy	50	25
Each necessary folio above two	20	20
Each additional copy, per folio	10	10
Attending to serve, each	50	25
Subpœna Ad Test	1 00	50
Paid	1 00	20
Subpœna, *Duces Tecum*	1 25	75
If over four folios, additional, per folio	15	15
Paid	1 00	20
Copies subpœnas, each	1 00	75
If over four folios, for each additional folio	10	10
Service of each copy, if not done by the sheriff, or an officer employed by him, when taxable to solicitor on sheriff's default	1 00	50
If served at a distance of over two miles from the nearest place of business or office of the solicitor serving the same, for each mile beyond such two miles	13	10

	Higher Scale.	Lower Scale & Co. Ct.
Affidavit of service	$1 00	$0 75
Or Attending sheriff with subpœnas	50	25
Attending return from sheriff	50	25
Paid sheriff's fees. *See* Tariffs, Part IV.		
Affidavit of mileage	1 00	75
Counsel Fee, with brief	10 00	6 00
See Counsel Fees.		
Solicitor attending court on trial of cause, when not himself counsel or partner of counsel	2 00	1 00
And in special, difficult and important cases, each hour necessarily present at trial	2 00	1 00
In no case to exceed per day	10 00	5 00
(Provided the attendance of such solicitor and the length of time of such attendance be duly entered at the time in the books of the registrar, deputy-registrar, deputy-clerk of the crown, clerk of the assize, county court clerk, or other officer of the court present at the time, or proved by affidavit.)		
Fee after trial	1 00	50
Paid sheriff:		
Every jury sworn, or cause tried by judge	1 00	80
Paid crier:		
Calling every case	60	50
Swearing each witness or constable	15	15
Attending to hear judgment, when cause on list for judgment, but not given	2 00	1 00
Attending to hear judgment	2 00	1 00
Judge having directed judgment to be entered for $		
Bill of costs, including engrossing and copy for taxing officer, or county court clerk, per folio	30	20
Copy to serve, per folio	10	10
Attending for direction to tax	50	25
Attending for appointment to tax	50	25
Notice of appointment, and one copy	50	25
Every additional copy	10	10
Attending to serve, each	50	25
Instructions for affidavit of disbursements in special cases	1 00	50
Drawing affidavit, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid commissioner	20	20
Copy affidavit to serve, per folio	10	10
Attending on taxation	1 00	1 00

	Higher Scale.	Lower Scale & Co. Ct.
Paid on taxation, besides filings	$0 90	$0 80
Attending for certificate	50	—
Judgment	1 00	50
Attending to enter judgment	50	25
Fee on	1 00	50
Paid, besides filings	1 60	50
And for computation, if any	1 00	50
Paid witness fees.		

FORM No. III.

PLAINTIFF'S COSTS WHERE LEAVE TO ENTER JUDGMENT IS OBTAINED AFTER APPEARANCE ENTERED.

Instructions	$4 00	$3 00
Letter to each defendant	50	25
Only one letter to be allowed to any defendants who are in partnership, and when subject of suit relates to the transactions of their partnership.		
Postage.		

WRIT AND SERVICE.

Writ of summons	2 00	1 00
Concurrent	1 50	75
Renewed	1 50	75
If over four folios, for every additional folio	20	20
(NOTE.—Above allowances include all charges for notices required to be indorsed on writ.)		
Special indorsement	1 00	75
Copy writ, including copy of notices required to be indorsed, each	1 00	75
If over four folios, for every additional folio	10	10
Notice of writ, for service in lieu of writ out of jurisdiction, and copy	1 00	75
Attending for writ	50	25
Paid, including filing	1 10	60
Service of each copy of writ, if not done by the sheriff or an officer employed by him, when taxable to solicitor, on sheriff's default	1 00	50
If served at a distance of over two miles from the nearest place of business or office of the solicitor serving the same, for each mile beyond such two miles	13	10
For service out of jurisdiction, such allowance to be made as the taxing officer shall think fit.		

	Higher Scale.	Lower Scale & Co. Ct.
Affidavit of service	$1 00	$0 75
Or Attending sheriff with writ	50	25
Attending return from sheriff	50	25
Paid sheriff's fees. *See* Tariffs, Part IV.		
Affidavit of mileage	1 00	75
AFTER APPEARANCE.		
Attending to search appearance	50	25
Paid	10	10
Instructions to move for leave to enter judgment	2 00	1 00
Drawing affidavits on application for leave to enter judgment, per folio	20	20
Engrossing, per folio	10	10
Attending to swear, each	50	25
Paid each oath	20	20
Solicitor preparing each exhibit	10	10
Commissioner marking each exhibit	10	10
Copy affidavits to serve, per folio	10	10
Attending to file affidavits	50	25
Paid each	10	10
Notice of motion, engrossing, and one copy to serve, per folio	30	15
Attending to serve notice and affidavits	50	25
Attending to search affidavits in answer	50	25
Paid	10	10
Demand copies, affidavits, and copy	50	25
Attending to serve	50	25
Perusing affidavits in answer, if 20 folios or under	1 00	50
For every folio over twenty. Not in any case to exceed $5.	5	—
Drawing affidavit in reply, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid	20	20
Preparing each exhibit	10	10
Commissioner marking each exhibit	10	10
Attending to file	50	25
Paid, each	10	10
Attending chambers on return of notice	1 00	50
To be increased in the discretion of the presiding officer, or in county court cases, of the judge, to (Such increase to be marked at the time the order is made.)	2 00	1 00
If counsel attends, charge :		
Fee to counsel, when counsel attend on argument, where the attendance of counsel is required	2 00	1 00

	Higher Scale.	Lower Scale & Co. Ct.
Attending Chambers on Return of Notice—*Continued.*		
But may be increased in the discretion of the Master in Chambers, or Master in Ordinary in high court cases.		
To be increased in the discretion of the judge in county court cases, to a sum not exceeding	$0 00	$5 00
Attending to hear judgment, when not given at the close of the argument	1 00	50
Attending to bespeak, and for order	1 00	50
Fee on	1 00	50
Paid, besides filings	50	50
Bill of costs, including engrossing and copy for taxing officer or county court clerk, per folio	30	20
Copy to serve, per folio	10	10
Attending for appointment to tax	50	25
Notice of appointment, and one copy	50	25
Every additional copy	10	10
Attending to serve, each	50	25
Attending on taxation	1 00	1 00
Paid, besides filings	90	80
Attending for certificate	50	—
Judgment	1 00	50
Attending to enter	50	25
Paid, besides filings	1 60	50
And for computation, if any	1 00	50
Fee on judgment	1 00	50

FORM No. IV.

PLAINTIFF'S COSTS OF THE DAY.

Notice of trial, and one copy	$ 50	$ 25
Every additional copy	10	10
Attending to serve, each	50	25
Letter to client advising of trial	50	25
Postage.		
Subpœna *ad Test*	1 00	50
Paid	1 00	20
Subpœna *Duces Tecum*	1 25	75
If over four folios, additional, per folio	15	15
Paid	1 00	20
Copy subpœna, each	1 00	75
Service of each copy, if not done by the sheriff, or an officer employed by him, when taxable to solicitor on sheriff's default	1 00	50

	Higher Scale.	Lower Scale & Co. Ct.
Service of each copy, etc.—*Continued.*		
If served at a distance of over two miles from the nearest place of business or office of the solicitor serving the same, for each mile beyond such two miles	$0 13	$0 10
Affidavit of service	1 00	75
Or Attending sheriff with subpœna	50	25
Attending return from sheriff	50	25
Paid sheriff's fees. *See* Tariffs, Part IV.		
Affidavit of mileage	1 00	75
Counsel Fee, with brief	10 00	10 00
See Counsel Fees.		
Solicitor attending court on trial of cause, when not himself counsel or partner of counsel	2 00	1 00
And in special, difficult and important cases, each hour necessarily present at trial	2 00	1 00
In no case to exceed per day	10 00	5 00
(Provided the attendance of such solicitor and the length of time of such attendance be duly entered at the time in the book of the registrar, deputy-registrar, deputy-clerk of the crown, clerk of assize, county court clerk, or other officer of the court present at the time, or proved by affidavit.)		
Fee after trial	1 00	50
Paid sheriff:		
Every jury sworn, or cause tried by a judge	1 00	80
Paid crier:		
Calling every case	60	50
Swearing each witness or constable	15	15
Judge having postponed trial, and ordered defendant to pay the costs of the day.		
Drawing order, per folio	20	20
Attending to bespeak, and for order	1 00	50
Fee on	1 00	50
Paid, besides filings	50	30
Bill of costs, including engrossing and copy for taxing officer, per folio	30	20
Copy to serve, per folio	10	10
Attending for appointment to tax	50	25
Notice of appointment, and one copy	50	25
Every additional copy	10	10
Attending to serve, each	50	25
Instructions for affidavit of disbursements in special cases	1 00	50
Drawing affidavit, per folio	20	20
Engrossing, per folio	10	10

	Higher Scale.	Lower Scale & Co. Ct.
Attending to swear	$0 50	$0 25
Paid commissioner	20	20
Copy affidavit to serve, per folio	10	10
Attending on taxation	1 00	1 00
Paid on taxation, besides filings	90	80
Attending for certificate	50	—
Paid witness fees.		

FORM No. V.

PLAINTIFF'S COSTS OF AN ORDINARY ACTION, INCLUDING PRODUCTION, EXAMINATION OF PARTIES, AMENDMENT OF STATEMENT OF CLAIM, TRIAL, JUDGMENT, MOTION IN TERM, REFERENCE, ETC.

Instructions	$4 00	$3 00
Letter to each defendant	50	25
Only one letter to be allowed to any defendants who are in partnership, and when subject of suit relates to the transactions of their partnership.		
Postage.		

WRIT AND SERVICE.

Writ of summons	2 00	1 00
Concurrent	1 50	75
Renewed	1 50	75
If over four folios, for every additional folio	20	20
(NOTE.—Above allowances include all charges for notices required to be endorsed on writ.)		
Copy writ, including copy of notices required to be endorsed, each	1 00	75
If over four folios, for every additional folio	10	10
Notice of writ, for service in lieu of writ out of jurisdiction, and copy	1 00	75
Attending for writ	50	25
Paid, including filing	1 10	60
Service of each copy of writ, if not done by the sheriff or an officer employed by him when taxable to solicitor, on sheriff's default	1 00	50
If served at a distance of over two miles from the nearest place of business or office of the solicitor serving the same, for each mile beyond such two miles	13	10
For service out of jurisdiction such allowance to be made as the taxing officer shall think fit.		
Affidavit of service	1 00	75

	Higher Scale.	Lower Scale & Co. Ct.
Or Attending sheriff with writ	$0 50	$0 25
Attending return from sheriff	50	25
Paid sheriff's fees. *See* Tariffs, Part IV.		
Affidavit of mileage	1 00	75
LIS PENDENS.		
Attending to bespeak and for certificate	1 00	50
Paid and filing *præcipe*	1 10	30
Letter to, or attending registrar with	50	25
Enclosed fees	50	50
Postage.		
INTERLOCUTORY JUDGMENT.		
Attending to search appearance	50	25
Paid	10	10
Affidavit of non-appearance	1 00	75
Judgment	1 00	50
Attending to enter judgment	50	25
Fee on judgment	1 00	50
Paid, besides filings	1 10	30
STATEMENT OF CLAIM.		
Instructions for pleading	1 50	1 00
Drawing statement	2 00	1 00
If over ten folios for every folio above ten in addition	20	15
Attending counsel with and for to settle when solicitor not counsel nor partner of counsel	1 00	50
Counsel fee settling in the discretion of the taxing officer or county court clerk, not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
If statement printed :		
Allowance in lieu of all copies, per folio	30	30
Attending printer to print	50	25
Attending to revise proof	1 00	50
Attending for copies (when printed)	50	25
Paid printer (necessary disbursements)		
Attending to file	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Fee after statement of claim	1 00	50
Perusing statement of defence	1 00	50

	Higher Scale.	Lower Scale & Co. Ct.
PRODUCTION.		
Attending for order	$0 50	$0 25
Paid, besides filing *præcipe*	50	30
Fee on	1 00	50
Copy	75	50
Attending to serve	50	25
Having received notice of filing affidavit:		
Attending to search same	50	25
Paid	10	10
Demand and one copy	50	25
Attending to serve	50	25
Notice of attending to inspect and one copy	50	25
Attending to serve	50	25
Attending on inspection	1 00	50
To be increased by taxing officer or county court clerk in cases of special, difficult and important nature to	2 00	1 00
Demand of copies of papers produced and copy	50	25
Attending to serve	50	25
Having received order to produce:		
Letter to client to come in, if necessary	50	25
Postage.		
Instructions for affidavit (in discretion of taxing officer)	2 00	1 00
Drawing affidavit, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid	20	20
Attending to file	50	25
Paid	10	10
Notice of filing and one copy	50	25
Attending to serve	50	25
Having received demand copy:		
Copy affidavit, per folio	10	10
Attending to serve	50	25
Having received notice of inspection:		
Attending on inspection	1 00	50
EXAMINATION OF PARTIES.		
Instructions to examine defendant	2 00	1 00
Attending for appointment	50	25
Paid	50	10

	Higher Scale.	Lower Scale & Co. Ct.
Copy to serve each	$0 10	$0 10
Notice to produce and copy	50	25
Each folio over two	20	20
Attending to serve solicitor with appointment and notice	50	25
Subpœna :		
Ad testificandum	1 00	50
Duces tecum	1 25	75
If over four folios, additional, per folio	15	15
Paid	1 00	20
Copy	1 00	75
If over four folios, additional, per folio	10	10
Service of each copy, if not done by the sheriff or an officer employed by him, when taxable to solicitor on sheriff's default	1 00	50
If served at a distance of over two miles from the nearest place of business or office of the solicitor serving same, for each mile beyond such two miles	13	10
Paid conduct money	—	—
Affidavit of service	1 00	75
Or Attending sheriff with subpœna	50	25
Attending sheriff on return	.50	25
Paid sheriff's fees. *See* Tariffs, Part IV.		
Paid defendant's conduct money. *See* Tariffs, Part IV.		
Affidavit of mileage	1 00	75
Or charge instead of appointment and subpœna :		
Drawing affidavit to move for order, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid	20	20
Attending chambers, moving for order	1 00	50
Attending for order	50	25
Paid besides filings	50	50
Fee on order	1 00	50
Attending for appointment	50	25
Paid	50	10
Copies of order to serve, each	75	50
Copies of appointment to serve, per folio	10	10
Notice to produce and copy	50	25
For each folio over two	20	20
Each additional copy, per folio	10	10
Attending to serve defendant's solicitor with copies of order, appointment and notice	50	25
Attending to serve defendant	50	25
Paid conduct money. *See* Tariffs, Part IV.		
Or Attending sheriff with order, appointment and notice	50	25

	Higher Scale.	Lower Scale & Co. Ct.
Attending on return	$0 50	$0 25
Paid sheriff's fees. *See* Tariffs, Part IV.		
Paid conduct money. *See* Tariffs, Part IV.		
Affidavit of mileage	1 00	75
Attending on examination, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, or in county court cases the county court judge, to not exceeding, per hour	2 00	1 00
Provided that on important points and matters requiring the attendance of counsel, the examiner may certify the amount of counsel fee proper to be allowed (to be noted at the time) for the guidance of the taxing officer in Toronto (or the judge in county court cases), who may allow the same in lieu of fees for attendance.		
On the lower scale and in county court cases, not to exceed $5.		
Paid examiner. *See* Tariffs, Part IV.		
Attending for copy of depositions	50	25
Paid, per folio	10	10
Having received notice of examination of plaintiff:		
Instructions	2 00	1 00
Attending on examination, (as above.)		

AMENDMENTS.

Instructions (in discretion of taxing officer)	2 00	1 00
Drawing amendments, per folio	20	20
Attending counsel with, and for to settle, when solicitor not counsel nor partner of counsel	1 00	50
Counsel fee settling, in discretion of taxing officer, or county court clerk, not exceeding	5 00	3 00
Attending to make amendments	50	25
Paid, besides filings	30	25
Demand of defendant's copy for amendment and one copy	50	25
Each additional copy	10	10
Attending to serve, each	50	25
Making amendments, per folio	10	10
Attending to serve amended pleading	50	25

If the amendments require the insertion of more than 200 words in any one place, or are so numerous or of such a nature that the making of them in the copies filed and served would render the same difficult or inconvenient to read, they must be made by delivering a print or fresh copy of the statement.

	Higher Scale.	Lower Scale & Co. Ct.
Attending to serve amended pleading—*Continued.*		
In such case, after *counsel fee settling amendments, charge:*		
Engrossing amended statement, per folio	$0 10	$0 10
Copy amended statement to file, per folio	10	10
Attending to file	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Or, if printed:		
Allowance in lieu of all copies, per folio	30	30
Attending printer to print	50	25
Attending to revise proof	1 00	50
Attending for copies, when printed	50	25
Paid printer (necessary disbursements.)		
If the amendment is made not upon præcipe but upon order, charge for obtaining the order, the costs of a chamber motion, Form No. XIX (1), *and then proceed as above.*		
The defendant having amended his defence on præcipe, and having demanded copy served for amendment, charge:		
Attending to return statement of defence for amendment	50	25
Perusing amended statement of defence	1 00	50
The defendant having served notice of motion for leave to amend, charge costs of opposing chamber motion, Form No. XIX (2), *and then as above.*		

JOINDER OF ISSUE OR REPLY.

Drawing joinder	2 00	1 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
Attending to file	50	25
Paid filing	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Fee after joinder of issue	1 00	50
Instructions for reply (when there is a counter claim)	2 00	1 00
Drawing reply	2 00	1 00
If above ten folios, for every folio in addition	20	15
Attending counsel with and for to settle, when solicitor not counsel nor partner of counsel	1 00	50
Counsel fee settling, in the discretion of the taxing officer or county court clerk, not exceeding	5 00	3 00
Engrossing, per folio	10	10

	Higher Scale.	Lower Scale & Co. Ct.
Drawing reply—*Continued.*		
Copy to file, per folio	$0 10	$0 10
Attending to file	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	10
Fee after reply	1 00	50

PROCEEDINGS BEFORE TRIAL.

Certified copy of pleadings	1 50	75
For every folio, above fifteen, per folio	10	10
Attending to have certified	50	25
Paid	1 00	50
Fee on	1 00	50
Attending to set down for trial	50	25
Paid	2 00	50
Additional in jury cases	3 00	1 50
Notice of trial and one copy	50	25
Each additional copy	10	10
Attending to serve, each	50	25
Letter to client advising	50	25
Postage.		
Brief :		
Instructions	2 00	50
Drawing, not exceeding five folios	2 00	1 00
Every folio over five	10	10
Original and necessary matter, per folio	20	20
Copy of documents other than pleadings, per folio	10	10
Copy of brief for second counsel, when fee taxed to him, per folio	10	—
Attending counsel with and for brief	1 00	50
Counsel fee advising on evidence in the discretion of the taxing officer or county court clerk, not exceeding	5 00	3 00
Notice to Admit, if not exceeding two folios, and one copy	50	25
Each necessary folio above two, per folio	20	20
Every additional copy, per folio	10	10
Attending to serve, each	50	25
Attending upon inspection of documents, and when admissions made	1 00	50
To be increased by taxing officer or county court clerk, in cases of a special, difficult and important nature to	2 00	1 00

	Higher Scale.	Lower Scale & Co. Ct.
Having received notice to admit :		
Attending to inspect documents and make admissions	$1 00	$0 50
To be increased by taxing officer or county court clerk in cases of a special, difficult and important nature to	2 00	1 00
Notice to Produce, if not exceeding two folios, and one copy	50	25
Each necessary folio, above two	20	20
Each additional copy, per folio	10	10
Attending to serve, each	50	25
Subpœna Ad Test	1 00	50
Paid	1 00	20
Subpœna, *Duces Tecum*	1 25	75
If over four folios, additional, per folio	15	15
Paid	1 00	20
Copies Subpœnas, each	1 00	75
Service of each copy, if not done by the sheriff, or an officer employed by him, when taxable to solicitor on sheriff's default	1 00	50
If served at a distance of over two miles from the nearest place of business or office of the solicitor serving the same for each mile beyond such two miles	13	10
Affidavit of service	1 00	75
Or Attending sheriff with subpœnas	50	25
Attending return from sheriff	50	25
Paid sheriff's fees. *See* Tariffs, Part IV.		
Affidavit of mileage	1 00	75
Counsel Fee with Brief	10 00	10 00
See Counsel Fees.		
Solicitor attending court on trial of cause when not himself counsel or partner of counsel	2 00	1 00
And in special difficult and important cases each hour necessarily present at trial	2 00	1 00
In no case to exceed per day	10 00	5 00
(Provided the attendance of such solicitor and the length of time of such attendance be duly entered at the time in the books of the registrar, deputy-registrar, deputy-clerk of the crown, clerk of the assize, county court clerk, or other officer of the court present at the time, or proved by affidavit.)		
Fee after trial	1 00	50
Paid sheriff :		
Every jury sworn, or cause tried by a judge	1 00	80
Paid crier :		
Calling every case	60	50
Swearing each witness or constable	15	15
Attending to hear judgment	2 00	1 00

	Higher Scale.	Lower Scale & Co. Ct.
PROCEEDINGS IN TERM.		
Judge at trial having directed judgment to be entered for defendant:		
Instructions to move to enter judgment for the plaintiff	$2 00	$1 00
Attending, bespeaking and for copy of judgment	1 00	50
Paid		
Attending, bespeaking and for copy of evidence	1 00	50
Paid		
Notice of motion, engrossing and copy to serve, per folio	30	15
Attending to serve	50	25
Attending to set down motion	50	25
Paid	50	20
Instructions for brief	2 00	50
Drawing, not exceeding five folios	2 00	1 00
Every folio over five	10	10
Original and necessary matter, per folio	20	20
Copy of documents other than pleadings, per folio	10	10
Copy of brief for second counsel when fee taxed to him, per folio	10	—
Attending counsel with and for brief (when counsel not solicitor nor partner of solicitor)	1 00	50
Counsel fee on motion	10 00	5 00
See Counsel Fees.		
Attending to hear judgment	2 00	1 00
Drawing order, per folio	20	20
Attending bespeaking and for order	50	25
Paid per folio, not exceeding six	20	20
Additional fee	20	—
Fee on order	1 00	50
For charges, if order special. *See* Orders.		
JUDGMENT.		
Copy of order for taxing officer	75	50
Bill of costs, including engrossing and copy for taxing officer or county court clerk, per folio	30	20
Copy to serve per folio	10	10
Attending for appointment to tax	50	25
Notice of appointment and one copy	50	25
Every additional copy	10	10
Attending to serve, each	50	25
Instructions for affidavit of disbursements in special cases	1 00	50
Drawing affidavit, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25

	Higher Scale.	Lower Scale & Co. Ct.
Paid commissioner	$0 20	$0 20
Copy affidavit to serve, per folio	10	10
Attending on taxation, per hour	1 00	—
Attending on taxation	—	1 00
Paid on taxation, besides filings	90	80
Paid witness fees. *See* Tariffs, Part IV.		
Attending for certificate	50	—
Judgment	1 00	50
Attending to enter judgment	50	25
Fee on judgment	1 00	50
Paid, besides filings	1 60	50
And for computation, if any	1 00	50

REFERENCE.

Copy of judgment for master, per folio	10	10
Attending to file copy of judgment and for warrant to consider	50	52
Paid, filing copy of judgment	20	10
for warrant	50	10
Copy and service of warrant	60	35
Attending on return of warrant when judgment considered, directions given to bring in accounts, and day fixed to proceed, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, (or in county court cases the county court judge), to not exceeding, per hour	2 00	1 00
Paid master, per hour	1 50	50
Attending to search accounts	50	25
Paid	10	10
If accounts not filed:		
Instructions to move to commit defendant	2 00	1 00
Attending to bespeak and for certificate of default	1 00	50
Paid master	50	20
Notice of motion—Affidavits and subsequent charges, same as those of chamber motion, Form No. XIX.		
If accounts filed:		
Demand of copy of accounts and copy	50	25
Attending to serve	50	25
Perusing accounts if 20 folios or under	1 00	50
On the higher scale, per folio, over 20 folios	05	—
Not in any case to exceed $5.		

	Higher Scale.	Lower Scale & Co. Ct.
Attending on appointment to consider and vouch accounts, per hour	$1 00	$0 50
To be increased in the discretion of the taxing officer in Toronto or in county court cases the county court judge to not exceeding, per hour	2 00	1 00
Paid master, per hour	1 50	50
Reference adjourned for examination of accounting party :		
Instructions for examination	2 00	1 00
Drawing notice of points upon which examination required engrossing and copy to serve, per folio	30	15
Attending to serve	50	25
Attending on examination, per hour	1 00	50
To be increased, as before	2 00	1 00
Or Counsel fee on examination	5 00	3 00
To be increased in special and important cases requiring the attendance of counsel in the discretion of the taxing officer in Toronto, or county court clerk in county court cases, not exceeding	—	6 00
Paid master, per hour	1 50	50
oath	20	20
each exhibit	20	10
Instructions to surcharge or falsify	2 00	1 00
Drawing notice of surcharge, or falsification, engrossing and copy to serve, per folio	30	15
Attending to serve	50	25
Copy to file, per folio	10	10
Attending to file and for warrant to proceed	50	25
Paid for warrant	50	10
filings each	10	10
Attending on return of warrant when directions given for production by both parties, and day fixed for hearing	1 00	50
Paid master, per hour	1 50	50
Instructions for affidavit on production	2 00	1 00
See Production, *supra.*		
Subpœna *ad testificandum*	1 00	50
Subpœna *duces tecum*	1 25	75
If over four folios, for each additional folio	15	15
Paid, including filing *præcipe*	1 00	20
Copy to serve, each	1 00	75
Attending sheriff with, to serve	50	25
Attending sheriff on return	50	25
Paid sheriff. *See* Sheriff's Fees. Tariffs, Part IV.		
Affidavit of mileage	1 00	75
Or Solicitor attending to serve, when taxable	1 00	50
Mileage, when taxable	13	10

	Higher Scale.	Lower Scale & Co. Ct.
Affidavit of service	$1 00	$0 75
Attending on reference when witnesses examined, per hour	1 00	50
To be increased as before	2 00	1 00
Or Counsel fee on reference	5 00	3 00
To be increased as before	—	6 00
Paid master, per hour	1 50	50
each oath	20	20
each exhibit	20	10
Attending on appointment to settle report, per hour	1 00	50
To be increased, as before	2 00	1 00
Paid master, per hour	1 50	50
Attending for report	50	25
Paid master, drawing report, per folio	20	20
fair copy, per folio	10	10
fee on report	2 00	—
Copy of report to keep, per folio	10	10
Attending to file report	50	25
Paid	10	10

If report appealed from charge :

Costs of appeal from Chambers, Form No. XXII.

FURTHER DIRECTIONS.

Instructions for hearing on further directions	2 00	1 00
Subsequent charges, same as those of Motion for Judgment, Form No. VI.		

FORM NO. VI.

PLAINTIFF'S COSTS WHERE JUDGMENT OBTAINED UPON MOTION FOR JUDGMENT.

INSTRUCTIONS—WRIT AND SERVICE—PLEADINGS, AS IN FORM NO. V.

Instructions to move for judgment	$2 00	$1 00
Notice of motion, engrossing, and copy to serve, per folio	30	15
Attending to serve	50	25
Attending to set down motion	50	25
Paid	50	20
Instructions for brief	2 00	50
Brief	2 00	1 00
See Briefs.		
Counsel fee on motion	10 00	5 00
See Counsel Fees.		

	Higher Scale	Lower Scale & Co. Ct.
Attending to hear judgment	$2 00	$1 00
Where no special minutes:		
Drawing judgment, per folio	20	20
Attending to bespeak and for judgment	1 00	50
Fee on	1 00	50
Paid	1 60	50
Where special minutes:		
Drawing special minutes, per folio, when prepared by solicitor, solicitor, under direction of registrar or judgment clerk	20	20
Copy special minutes to serve, per folio	10	10
Attending for appointment to settle, copy and service	1 30	50
Attending to settle, per hour	1 00	50
To be increased in the discretion of the officer in special and difficult cases when the solicitor attends personally, to a sum not exceeding altogether	5 00	2 50
Engrossing minutes, in special case, per folio	10	10
Attending for appointment to pass, copy and service	1 30	50
Attending to pass, per hour	1 00	50
To be increased in the discretion of the officer in special and difficult cases, when the solicitor attends personally to a sum not exceeding altogether	5 00	2 50
Attending to bespeak and for judgment	1 00	50
Paid	1 60	50
Fee on	1 00	50
Copy judgment for taxing officer, per folio	10	10
Bill of costs, including engrossing and copy for taxing officer, per folio	30	20
Copy to serve, per folio	10	10
Attending for appointment to tax	50	25
Notice of appointment and one copy	50	25
Attending to serve	50	25
Attending on taxation, per hour	1 00	—
Attending on taxation	—	1 00
Paid, besides filings	90	80
Attending for certificate	50	—

FORM NO. VII.

(I.) PLAINTIFF'S COSTS OF DEMURRER OVER-RULED.

Having been served with demurrer:		
Perusing demurrer	$1 00	$0 50
Instructions to oppose	2 00	1 00

	Higher Scale.	Lower Scale & Co. Ct.
Attending to set down	$0 50	$0 25
Paid	50	20
Notice of setting down and copy	50	25
Attending to serve	50	25
Instructions for brief	2 00	50
Brief	2 00	1 00
See Briefs.		
Demurrer book, per folio	10	10
Attending to deliver	50	25
Attending counsel with and for brief	1 00	50
Counsel fee on argument	10 00	5 00
See Counsel Fees.		
Attending to hear judgment	2 00	1 00
Drawing order, per folio	20	20
Attending, bespeaking and for order	50	25
Paid	50	30
Fee on	1 00	50
Copy of order for taxing officer	75	50
Drawing bill of costs, engrossing and copy for taxing officer, per folio	30	20
Copy to serve, per folio	10	10
Attending for appointment to tax	50	25
Notice of appointment and one copy	50	25
Attending to serve	50	25
Attending on taxation	1 00	1 00
Paid besides filings	90	80
Attending for certificate	50	—

(II.) COSTS OF SUCCESSFUL DEMURRER.

Instructions	1 50	1 00
Demurrer	2 00	1 00
Attending counsel with and for to settle	1 00	50
Counsel fee settling, not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy to serve, per folio	10	10
Attending to file	50	25
Paid	10	10
Attending to serve	50	25
Fee after demurrer	1 00	50
Having been served with notice of setting down :		
Instructions for brief	2 00	50
Brief	2 00	1 00
See Briefs.		

	Higher Scale.	Lower Scale & Co. Ct.
Attending counsel with and for brief	$1 00	$0 50
Counsel fee on argument	10 00	5 00
See Counsel Fees.		
Attending to hear judgment	2 00	1 00
ORDER and TAXATION; as in Form No. VII. (1).		

FORM No. VIII.

PLAINTIFF'S COSTS OF MORTGAGE ACTION FOR SALE, WHERE THERE ARE NO SUBSEQUENT ENCUMBRANCERS, AND JUDGMENT IS OBTAINED ON PRÆCIPE.

INSTRUCTIONS—WRIT AND SERVICE.

Instructions	$3 00	$2 00
Letter to defendant	50	25
Postage.		
Attending, bespeaking and for continued abstract	1 00	50
Paid registrar. *See* Registrar's Fees, Part III.		
Writ of summons	2 00	1 00
If over four folios, for every additional folio	20	20
Special endorsement	1 00	75
Copy of writ to file	1 00	75
If over four folios, for every additional folio	10	10
Attending for writ	50	25
Paid, including filing *præcipe*	1 10	60
Copy of writ to serve	1 00	75
If over four folios, for every additional folio	10	10
Attending sheriff with writ	50	25
Attending sheriff on return	50	25
Paid sheriff. *See* Sheriff's Fees. Tariffs, Part IV.		
Affidavit of mileage	1 00	75
Or Service of each copy of writ, if not done by the sheriff or an officer employed by him when taxable to solicitor, on sheriff's default	1 00	50
If served at a distance of over two miles from the nearest place of business or office of the solicitor serving the same, for each mile beyond such two miles	13	10
For service out of jurisdiction, such allowance to be made as the taxing officer, or county court judge, shall think fit.		
Affidavit of service	1 00	75
Attending, bespeaking and for continued abstract	1 00	50
Paid registrar. *See* Registrar's Fees, Part III.		
Attending, bespeaking and for sheriff's certificate	1 00	50
Paid sheriff. *See* Sheriff's Fees. Tariffs, Part IV.		

	Higher Scale.	Lower Scale & Co. Ct.
JUDGMENT.		
Attending to search appearance	$0 50	$0 25
Paid	10	10
Affidavit of non-appearance	1 00	75
Drawing plaintiff's account, per folio	20	20
Engrossing, per folio	10	10
Drawing affidavit, per folio	20	20
Engrossing, per folio	10	10
Preparing exhibits, each	10	10
Attending to swear affidavit	50	25
Paid oath	20	20
Paid marking exhibits, each	10	10
Drawing bill of costs, engrossing, and copy for taxing officer	30	20
Attending for direction to tax	50	25
Attending taxation	1 00	1 00
Paid, besides filings	90	80
Attending for certificate	50	—
Attending to take account and settle judgment, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto (or in county court cases the county court judge), to not exceeding, per hour	2 00	1 00
Attending to bespeak and for judgment	1 00	50
Paid, besides filings	1 60	30
And for computation	1 00	50
Fee on judgment	4 00	2 00
FINAL ORDER.		
If money not paid at the time and place appointed, charge:		
Instructions to obtain final order	2 00	1 00
Attending bank to search, if money paid	50	25
Drawing certificate of bank manager, per folio	20	20
Engrossing, per folio	10	10
Attending for signature	50	25
Drawing affidavit verifying, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid	20	20
Preparing exhibit	10	10
Paid marking exhibit	10	10
Drawing affidavit of plaintiff, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid	20	20

	Higher Scale.	Lower Scale & Co. Ct.
Preparing exhibits, each	$0 10	$0 10
Paid marking, each	10	10
Attending chambers, moving for order	1 00	50
Attending to bespeak and for order	1 00	50
Fee on order	1 00	50
Paid, besides filings	50	50
And for entering, in addition, per folio	10	10

SALE PROCEEDINGS.

Copy of judgment for master, per folio	10	10
Copy of order for master	75	50
Attending master to file copy of judgment and copy of order, and for warrant to consider and proceed	50	25
Paid, filing copy of order	20	10
copy of judgment	10	10
for warrant	50	10
Copy of warrant to serve, per folio	10	10
Attending to serve	50	25
Affidavit of service	1 00	75
Drawing advertisement, including all copies, except for printing	2 00	1 00
And for each folio over five, per folio	20	15
To be increased in the discretion of the master, (or in county court cases the county court judge), to a sum not exceeding $10, when special information has been procured for the purpose of sale.		
Instructions for affidavits verifying advertisement, fitness of auctioneer, reserved bid, etc., in discretion of taxing officer, or county court clerk in county court cases	1 00	50
Drawing affidavit verifying advertisement, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid	20	20
Preparing exhibits, each	10	10
Paid marking exhibits, each	10	10
Attending and making arrangements with auctioneer	1 00	50
Drawing affidavit of fitness, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid	20	20
Drawing affidavit as to reserved bid, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid	20	20

	Higher Scale.	Lower Scale & Co. Ct.
Attending master on return of warrant settling advertisement, per hour	$1 00	$0 50
To be increased in the discretion of the taxing officer in Toronto (or in county court cases the county court judge), to not exceeding, per hour	2 00	1 00
Paid master, besides filings, per hour	1 50	50
for advertisement, per folio	10	10
for reserved bid	50	20
for conditions of sale, per folio	20	20
Copy advertisment for posters, per folio	10	10
Attending printer with same	50	25
Attending printer for proof	50	25
Revising proof	1 00	50
Attending for posters	50	25
Paid printer		
Attending bill-poster with	50	25
Paid bill-poster		
Drawing affidavit of bill-poster, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid	20	20
Preparing exhibit	10	10
Paid, marking exhibit	10	10
Copy advertisement for newspaper, per folio	10	10
Attending publisher with	50	25
Paid publisher		
Attending to search files	50	25
Drawing affidavit of publication, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid	20	20
Preparing exhibit	10	10
Paid marking exhibit	10	10
Drawing contract, per folio	20	20
Engrossing, per folio	10	10
Copy of contract and conditions for auctioneer, per folio	10	10
Fee on conducting sale, when held where solicitor resides	5 00	3 00
If solicitor is engaged more than three hours, for every hour beyond that time	1 00	75
Fee on conducting sale elsewhere, besides all necessary travelling and hotel expenses, when solicitor attends with the approval of the master previously given	10 00	5 00
If sale occupies more than one day, the master may allow him, in addition to his travelling expenses, per diem, a sum not exceeding $20.		
Drawing affidavit of auctioneer of result of sale, per folio	0 20	0 20

	Higher Scale.	Lower Scale & Co. Ct.
Engrossing, per folio	$0 10	$0 10
Attending to swear	50	25
Paid	20	20
Attending for direction to pay in deposit	50	25
Paid	30	30
Attending to pay in deposit	50	25
Attending master with all papers hearing and determining on sale, and settling report, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, (or in county court cases the county court judge), to not exceeding, per hour	2 00	1 00
Paid master, besides filings, per hour	1 50	50
Attending for report	50	25
Paid master, drawing report, per folio	20	20
One fair copy, when necessary, per folio	10	10
Fee on report	2 00	—
Copy of report to keep, per folio	10	10
Attending to file report	50	25
Paid	10	10
Having received demand of abstract :		
Instructions for abstract (in discretion of taxing officer)	2 00	1 00
Drawing, per folio	20	20
Engrossing, per folio	10	10
Copy to serve, per folio	10	10
Notice endorsed, per folio	20	20
Engrossing, per folio	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Having received requisitions :		
Instructions for answers (in discretion of taxing officer)	2 00	1 00
Drawing answers, per folio	20	20
Engrossing, per folio	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Having been served with warrant to consider abstract :		
Attending on warrant when objections disallowed, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, (or in county court cases the county court judge), to not exceeding, per hour	2 00	1 00
Provided that on special and important points and matters requiring the attendance of counsel, the taxing officer in Toronto, (or county court judge in county court cases), may, in lieu of the fees for attendance, allow a counsel fee when counsel attend the same, and such attendance is noted at the time.		

	Higher Scale.	Lower Scale & Co. Ct.
Paid Master, per hour	$1 50	$0 50
Attending purchaser's solicitor on verification of abstract, per hour	1 00	50
Notice to serve objections under Rule 112, and copy	50	25
Attending to serve	50	25
Having received objections :		
Drawing answers, per folio	20	20
Engrossing, per folio	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Having been served with warrant to consider objections and answers :		
Attending on verification of abstract, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, (or in county court cases the county court judge), to not exceeding, per hour	2 00	1 00
Paid Master, per hour	1 50	50
Drawing conveyance, per folio	20	20
Fee settling, in (discretion of taxing officer.)		
Attending purchaser's solicitor with draft	50	25
Or charge :		
Drawing conveyance, per folio	20	20
Fair copy for master	10	10
Attending for warrant to settle	50	25
Paid	50	10
Copy of warrant to serve, per folio	10	10
Attending to serve	50	25
Attending on warrant when conveyance settled	1 00	50
Paid master	1 00	50
Having received draft conveyance from purchaser's solicitor, approved :		
Engrossing, per folio	10	10
Or if conveyance settled by master, charge :		
Engrossing conveyance, per folio	10	10
Attending to compare engrossments with draft, and have approved.	50	25
Paid, each engrossment	1 00	50
Filing draft	10	10
Attending to search, if money paid in	50	25
Attending on execution of conveyance	1 00	50
Affidavit of execution	1 00	75
Attending purchaser's solicitor with conveyance	50	25
If a subsequent account taken, charge :		
Instructions for subsequent account, in discretion of taxing officer.	2 00	1 00
Drawing account, per folio	20	20
Engrossing, per folio	10	10

	Higher Scale.	Lower Scale & Co. Ct.
Drawing affidavit verifying, per folio	$0 20	$0 20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid	20	20
Preparing exhibit	10	10
Paid marking exhibit	10	10
Attending master and taking account, per hour	1 00	50
To be increased in discretion of taxing officer in Toronto, (or in county court cases the county court judge), to not exceeding, per hour	2 00	1 00
Paid, besides filings, per hour	1 50	50
Drawing bill of costs, engrossing and copy for taxing officer	30	20
Attending for direction to tax	50	25
Attending taxation	1 00	1 00
Paid, besides filings	90	80
Attending for certificate	50	—
Attending for report	50	25
Paid master, drawing report, per folio	20	20
fair copy, per folio	10	10
fee on report	2 00	—
filings, each	10	10
Copy of report to keep, per folio	10	10
Attending to file report	50	25
Paid	10	10
Attending to bespeak and for cheques for claim and costs	1 00	50
Paid, including filing affidavit	70	70
Letter to client with cheque	50	25

FORM NO. IX.

PLAINTIFF'S COSTS OF MORTGAGE ACTION FOR SALE, WHERE THERE ARE SUBSEQUENT ENCUMBRANCERS AND JUDGMENT IS OBTAINED ON PRÆCIPE.

Charge: Instructions and writ and service, as in Form No. VIII.

JUDGMENT.

Attending to search appearance	$0 50	$0 25
Paid	10	10
Affidavit of non-appearance	1 00	75
Judgment	1 00	50
Attending to bespeak, and for judgment	1 00	50
Paid, besides filings	1 60	30
Fee on judgment	4 00	2 00

	Higher Scale.	Lower Scale & Co. Ct.
REFERENCE.		
Copy of judgment for master, per folio	$0 10	$0 10
Attending master with copy of judgment, and abstract and certificates to consider, and for warrant and notice to encumbrancers, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, (or in county court cases the county court judge), to not exceeding, per hour	2 00	1 00
Drawing notice to encumbrancers, per folio	20	20
Engrossing, per folio	10	10
Paid master, per hour	1 50	50
filing copy of judgment	20	10
other filings, each	10	10
for warrant	50	10
settling notice to encumbrancers	1 00	50
Copies of warrant, notice, and judgment to serve, per folio	10	10
Drawing notice to be endorsed, per folio	20	20
Engrossing, per folio	10	10
Copy to serve, per folio	10	10
Attending to make copies of judgments, office copies	50	25
Paid, per three folios	05	05
Attending to serve encumbrancers, each	50	25
Affidavit of service	1 00	75
Or Attending sheriff with, to serve	50	25
Attending on return	50	25
Paid sheriff's fees. *See* Sheriff's Fees. Tariffs, Part IV.		
Affidavit of mileage	1 00	75
Instructions for account and affidavit	1 00	50
Drawing account, per folio	20	20
Engrossing, per folio	10	10
Drawing affidavit, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid, oath	20	20
Preparing each exhibit	10	10
Paid, marking each exhibit	10	10
Having received demand:		
Copy of account and affidavit to serve, per folio	10	10
Attending to serve	50	25
Attending on return of warrant taking account, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, (or in county court cases the county court judge), to not exceeding, per hour	2 00	1 00
Paid master, besides filings, per hour	1 50	50

	Higher Scale.	Lower Scale & Co. Ct.
Drawing bill of costs, engrossing and copy for taxing officer, per folio	$ 30	$0 20
Copy to serve, per folio	10	10
Attending for direction to tax	50	25
Attending for appointment to tax	50	25
Notice of taxation and copy	50	25
Attending to serve	50	25
Attending on taxation	1 00	1 00
Paid, besides filings	90	80
Attending for certificate	50	—
Attending on appointment to settle report, per hour	1 00	50
To be increased, as before, to	2 00	1 00
Paid master, per hour	1 50	50
Attending for report	50	75
Paid master, drawing report, per folio	20	20
fair copy, per folio	10	10
fee on report	2 00	—
filings, each	10	10
Copy of report to keep, per folio	10	10
Attending to file report	50	25
Paid	10	10

Charge :

Final order—Sale proceedings—Proceedings on shewing title—Conveyance and subsequent account, as in Form No. VIII.

FORM No. X.

PLAINTIFF'S COSTS OF MORTGAGE ACTION FOR FORECLOSURE WHERE THERE ARE NO SUBSEQUENT ENCUMBRANCERS AND JUDGMENT IS OBTAINED ON PRÆCIPE.

Charge :

Instructions—Writ and service—Judgment and final order, as in Form No. VIII.

Then charge :

Attending to bespeak, and for certificate of final order for registration	$1 00	$0 50
Paid, including filing *præcipe*	1 10	30
Attending registrar with certificate to have registered	50	25
Paid registrar. *See* Registrar's Fees, Part III.		

FORM No. XI.

PLAINTIFF'S COSTS OF MORTGAGE ACTION FOR FORECLOSURE, WHERE THERE ARE SUBSEQUENT ENCUMBRANCERS, AND JUDGMENT IS OBTAINED ON PRÆCIPE.

	Higher Scale.	Lower Scale & Co. Ct.
Charge:		
Instructions—Writ and service as in Form No. VIII.—Judgment and reference as in Form No. IX. Final order as in Form No. VIII.		
Then charge:		
Attending to bespeak, and for certificate of final order for registration	$1 00	$0 50
Paid, including filing *præcipe*	1 10	30
Attending registrar with certificate to have registered	50	25
Paid registrar. *See* Registrar's Fees, Part III.		

FORM No. XII.

PLAINTIFF'S COSTS OF MORTGAGE ACTION FOR SALE, WHERE JUDGMENT IS OBTAINED AFTER TRIAL, AND THERE ARE NO SUBSEQUENT ENCUMBRANCERS.

Charge:

Instructions—Writ and service—Statement of claim—Production — Examination — Amendment — Joinder — Proceedings before trial, and trial as in Form No. V.

Then charge:

JUDGMENT.

Attending, bespeaking, and for continued abstract	$1 00	$0 50
Paid registrar. *See* Registrar's Fees, Part III.		
Attending, bespeaking and for sheriff's certificate	1 00	50
Paid sheriff. *See* Sheriff's Fees. Tariffs, Part IV.		
Drawing bill of costs, engrossing and copy for taxing officer, per folio.	30	20
Copy to serve, per folio	10	10
Attending for direction to tax and for appointment to settle judgment	50	25
Drawing appointment and copy to serve	30	—
Attending for appointment to tax	50	25
Notice of appointment and copy	50	25
Attending to serve appointments	50	25

	Higher Scale.	Lower Scale & Co. Ct.
Instructions for affidavit of disbursements	$1 00	$0 50
Drawing affidavit, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid oath	20	20
Copy to serve, per folio	10	10
Paid witness fees		
Attending taxation, per hour	1 00	—
Attending taxation		1 00
Paid, besides filings	90	80
Attending for certificate	50	—
Drawing judgment, per folio	20	20
Attending to settle judgment, per hour	1 00	50
To be increased in the discretion of the officer in special and difficult cases, when the solicitor attends personally, to a sum not exceeding altogether	5 00	2 50
Engrossing judgment, per folio	10	10
Attending to bespeak and for judgment	1 00	50
Paid, besides filings	1 60	50
and for computation	1 00	50
Fee on judgment	1 00	50

Charge :

Final order—Sale proceedings—Proceedings on shewing title—Conveyance, and subsequent account, as in Form No. VIII.

FORM No. XIII.

PLAINTIFF'S COSTS OF MORTGAGE ACTION FOR SALE, WHERE JUDGMENT IS OBTAINED AFTER TRIAL, AND THERE ARE SUBSEQUENT ENCUMBRANCERS.

Charge :

Instructions—Writ and service—Statement of claim—Production—Examination—Amendment—Joinder—Proceedings before trial, and trial, as in Form No. V.—Judgment, as in Form No. XII.—Reference, as in Form No. IX.—Final order—Sale proceedings—Proceedings on shewing title—Conveyance, and subsequent account, as in Form No. VIII.

FORM No. XIV.

PLAINTIFF'S COSTS OF MORTGAGE ACTION FOR FORECLOSURE WHERE JUDGMENT IS OBTAINED AFTER TRIAL, AND THERE ARE NO SUBSEQUENT ENCUMBRANCERS.

	Higher Scale.	Lower Scale & Co. Ct.
Charge:		
Instructions—Writ and service—Statement of claim—Production — Examination — Amendment — Joinder — Proceedings before trial, and trial, as in Form No. V.—Judgment, as in Form No. XII.—Final Order, as in Form No. VIII.		
Then charge:		
Attending to bespeak and for certificate of final order for registration	$1 00	$0 50
Paid, including filing *præcipe*	1 10	30
Attending registrar with certificate to have registered	50	25
Paid registrar. *See* Registrar's Fees, Part III.		

FORM No. XV.

PLAINTIFF'S COSTS OF MORTGAGE ACTION FOR FORECLOSURE WHERE JUDGMENT IS OBTAINED AFTER TRIAL, AND THERE ARE SUBSEQUENT ENCUMBRANCERS.

Charge:

Instructions—Writ and service—Statement of claim—Production — Examination — Amendment — Joinder — Proceedings before trial, and trial, as in Form No. V.—Judgment, as in Form No. XII.—Reference, as in Form No. IX.—Final order, as in Form No. VIII.

FORM No. XVI.

DEFENDANT'S COSTS OF AN ORDINARY ACTION.

Instructions to defend	$4 00	$3 00
Attending to give undertaking to appear when service accepted by solicitor	1 00	50
Appearance, including drawing and attending to enter	1 00	50
Paid entering, one defendant	20	15
Each additional defendant	10	10

	Higher Scale.	Lower Scale & Co. Ct.
Notice of appearance when duly entered and notice given on the day of appearance, but not otherwise	$0 50	$0 25
Attending to serve notice	50	25
Having received statement of claim, perusing same	1 00	50
STATEMENT OF DEFENCE.		
Instructions for pleadings	1 50	1 00
Drawing statement of defence	2 00	1 00
If above 5 folios, for every folio above 5 in addition	20	20
Attending counsel with and for to settle, when solicitor not counsel nor partner of counsel	1 00	50
Counsel fee settling, in the discretion of the taxing officer, (or county court clerk in county court cases), not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
If more than four copies are required, charge for printing :		
Allowance in lieu of all copies, per folio	30	30
Attending printer to print	50	25
Revising proof	1 00	50
Attending for copies when printed	50	25
Paid printer necessary disbursements	—	—
Attending to file statement of defence	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Fee after statement of defence	1 00	50
STATEMENT OF DEFENCE AND COUNTER-CLAIM.		
Instructions for pleadings	1 50	1 00
Drawing, up to fifteen folios	3 00	1 50
Every folio over fifteen folios	20	15
Attending counsel with and for to settle, when solicitor not counsel nor partner of counsel	1 00	50
Counsel fee settling, in the discretion of the taxing officer, or county court clerk in county court cases, not exceeding	5 00	3 00
Engrossing, per folio	10	10
Copy to file, per folio	10	10
Attending to file	50	25
Paid	10	10
Copy to serve, per folio	10	10
Attending to serve	50	25
Fee after statement of defence and counter-claim	1 00	50
If more than four copies are required, charge for printing as above.		

	Higher Scale.	Lower Scale & Co. Ct.
Charge :		
Production — Examination — Amendment, as in Form No. V. (*mutatis mutandis.*)		
Having been served with the reply :		
Perusing same	$1 00	$0 50
Having been served with notice of trial :		
Letter to client advising	50	25
Postage.		
Charge :		
Brief—Advising on evidence—Notices to admit and produce—Subpœnas and Trial, as in Form No. V.		
Having been served with notice of motion to Divisional Court to reverse judgment :		
Instructions to oppose	2 00	1 00
Attending to bespeak and for copy of judgment	1 00	50
Paid	—	—
Attending to bespeak and for copy of evidence	1 00	50
Paid	—	—
Charge :		
Brief—Counsel Fee—Order—Judgment and Taxation, as in Form No. V.		
REFERENCE.		
Attending on warrant to consider judgment when directions given.	1 00	50
Instructions for accounts	2 00	1 00
Drawing accounts, per folio	20	20
Engrossing, per folio	10	10
Drawing affidavit verifying, per folio	20	20
Engrossing per folio	10	10
Attending to swear	50	25
Paid oath	20	20
Preparing each exhibit	10	10
Paid marking each exhibit	10	10
Attending to file accounts	50	25
Paid filings, each	10	10
Having been served with demand :		
Copy of accounts and affidavits to serve, per folio	10	10
Attending to serve	50	25
Attending on appointment to consider and vouch accounts, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, (or in county court cases the county court judge), to not exceeding, per hour	2 00	1 00

	Higher Scale.	Lower Scale & Co. Ct.
Having been served with notice of points upon which examination required:		
Instructions for examination	$2 00	$1 00
Attending on examination, per hour	1 00	50
To be increased, as before	2 00	1 00
Or Counsel fee on examination	5 00	3 00
To be increased in special and important cases requiring the attendance of counsel in the discretion of the taxing officer in Toronto, (or county court clerk in county court cases), not exceeding	—	6 00
Having been served with notice of surcharge and falsification:		
Instructions	2 00	1 00
Attending on return of warrant when directions given for production by both parties and day fixed for hearing	1 00	50
Charge:		
Production — Subpœnas — Hearing — Report — Appeal from report, and Further Directions, as in Form No. V.		

FORM No. XVII.

DEFENDANT'S COSTS OF THE DAY.

Having received notice of trial:		
Letter to client advising	$0 50	$0 25
Postage.		
Charge:		
Subpœnas—Counsel Fees—Order—Bill of Costs, and Taxation, as in Form No. IV.		

FORM No. XVIII.

COSTS OF A COURT MOTION.

I. COSTS OF PARTY MOVING.

Instructions, in discretion of taxing officer	$2 00	$1 00
Instructions for set of affidavits, when special	1 00	50
Drawing affidavits, each, per folio	20	20
Engrossing, each, per folio	10	10
Attending to swear, each	50	25
Paid commissioner administering oath, each	20	20
Preparing exhibits, each	10	10
Paid marking exhibits, each	10	10

	Higher Scale.	Lower Scale & Co. Ct.
Attending to file	$0 50	$0 25
Paid filings, each	10	10
Notice of motion, engrossing, and copy to serve, per folio	30	15
Each additional copy, per folio	10	10
Attending to serve	50	25
Having received demand of copy of affidavits, copy, per folio	10	10
Attending to serve	50	25
Instructions for brief	2 00	50
Brief, not exceeding five folios	2 00	1 00
Each folio over five	10	10
Attending counsel with, and for, if counsel not solicitor nor partner of solicitor	1 00	50
Counsel fee on motion, enlarged to reply to affidavits in answer	5 00	2 00
Attending to search affidavits in answer	50	25
Paid	10	10
Demand copy of affidavits and copy	50	25
Attending to serve	50	25
Having been served with copies of affidavits in answer :		
Perusing same, if twenty folios or under	1 00	50
On the the higher scale, per folio, over twenty folios	5	
(Not in any case to exceed the sum of $5.)		
Instructions to cross-examine deponents	2 00	1 00
Attending to *præcipe* affidavits to examiner	50	25
Paid filing *præcipe*	10	10
And for postage or express	—	—
See Examination.		
Instructions for affidavits in reply	1 00	50
Drawing affidavits, each, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid	20	20
Preparing exhibits, each	10	10
Paid marking exhibits, each	10	10
Attending to file affidavits in reply	50	25
Paid filings, each	10	10
Having received demand of copy of affidavits in reply :		
Copy to serve, per folio	10	10
Attending to serve	50	25
Brief, additional matter, per folio	10	10
Attending counsel with	50	25
Counsel fee on argument	10 00	5 00
On higher scale and lower scale to be increased in the discretion of the taxing officer in Toronto.		
In county court to be increased in the discretion of the judge to		10 00

	Higher Scale.	Lower Scale & Co. Ct.
Fee after argument	$1 00	$0 50
Fee attending to hear judgment	2 00	1 00
Drawing minutes of order, per folio	20	20
Copy to serve, per folio	10	10
Attending for apppointment to settle copy and service	1 30	50
Attending to settle order, per hour	1 00	50
To be increased in the discretion of the officer in special and difficult cases, where the solicitor attends personally, to a sum not exceeding altogether	5 00	2 50
Engrossing order, per folio	10	10
Attending to bespeak and for order	1 00	50
Paid, per folio, not exceeding six	20	20
Additional fee	20	—
And for entering, per folio, when necessary	10	10
Fee on order	1 00	50
Copy of order to serve	75	50
If over three folios, per folio	20	10
Attending to serve	50	25
Copy of order for taxing officer	75	50
If over three folios, per folio	20	10
Drawing bill of costs, engrossing, and copy for taxing officer, per folio	30	20
Copy to serve, per folio	10	10
Attending for appointment to tax	50	25
Notice of appointment and copy	50	25
Attending to serve	50	25
Attending taxation, per hour	1 00	—
Attending taxation	—	1 00
Paid, besides filings	90	80
Attending for certificate	50	—

II. COSTS OF OPPOSING MOTION.

Instructions to oppose motion	2 00	1 00
Attending to search affidavits	50	25
Paid	10	10
Demand copy of affidavits and copy	50	25
Attending to serve	50	25
Having received same, perusing, if twenty folios or under	1 00	50
On the higher scale, per folio, over twenty folios (Not in any case to exceed the sum of $5.)	5	—
Instructions for set of affidavits in answer, when special	1 00	50
Drawing each, per folio	20	20
Engrossing, each, per folio	10	10
Attending to swear, each	50	25

	Higher Scale.	Lower Scale & Co. Ct.
Paid oath	$0 20	$0 20
Preparing exhibits, each	10	10
Paid marking exhibits, each	10	10
Attending to file affidavits	50	25
Paid filings, each	10	10
Having received demand of copy of affidavits, copy, per folio	10	10
Attending to serve	50	25
Instructions for brief	2 00	50
Brief, not exceeding five folios	2 00	1 00
Each folio over five	10	10
Attending counsel with, and for, if counsel not solicitor nor partner of solicitor	1 00	50
Counsel fee on motion, enlarged for affidavits in reply	5 00	2 00
Having been served with appointment for examination :		
Instructions	2 00	1 00
See Examination.		
Attending to search affidavits in reply	50	25
Paid	10	10
Demand of copy of affidavits, and copy	50	25
Attending to serve	50	25
Perusing affidavits in reply, if twenty folios or under	1 00	50
On the higher scale, per folio, over twenty folios (Not in any case to exceed the sum of $5.)	5	—
Brief, additional matter, per folio	10	10
Attending counsel with	50	25
Counsel fee on argument, and subsequent charges, as is Form No. XVIII. (1).		

III. COSTS OF AN EX PARTE MOTION.

Instructions	2 00	1 00
Drawing affidavits, each, per folio	20	20
Engrossing, each, per folio	10	10
Attending to swear, each	50	25
Paid oath, each	20	20
Preparing exhibits, each	10	10
Paid marking exhibits, each	10	10
Attending to file	50	25
Paid filing, each	10	10
Instructions for Brief	2 00	50
Brief, not exceeding five folios	2 00	1 00
Each folio over five	10	10
Attending counsel with, and for Brief (if counsel not solicitor, nor partner of solicitor)	1 00	50

	Higher Scale.	Lower Scale & Co. Ct.
Counsel fee on motion	$5 00	$2 00
To be increased in the discretion of the taxing officer in Toronto (or county court judge in county court cases, who shall mark amount to be taxed on order of court, if any, before taxation) to	10 00	5 00
Fee after argument	1 00	50
Fee attending to hear judgment	2 00	1 00
Drawing minutes of order, per folio	20	20
Attending to settle, per hour	1 00	50
To be increased in the discretion of the officer in special and difficult cases, when the solicitor attends personally, to not exceeding	5 00	2 50
Engrossing order, per folio	10	10
Attending to bespeak and for order	1 00	50
Paid, per folio, not exceeding six	20	20
Additional fee	20	—
And for entering, per folio, when necessary	10	10
Fee on order	1 00	50

FORM No. XIX.

COSTS OF A CHAMBER MOTION.

I. COSTS OF A PARTY MOVING.

Instructions	$2 00	$1 00
Drawing affidavits. each, per folio	20	20
Engrossing, each, per folio	10	10
Attending to swear, each	50	25
Paid oath, each	20	20
Preparing exhibits, each	10	10
Paid making exhibits, each	10	10
Attending to file	50	25
Paid filings, each	10	10
Notice of motion, engrossing, and copy to serve, per folio	30	15
Each additional copy, per folio	10	10
Attending to serve	50	25
Having received demand of copy of affidavits, copy, per folio	10	10
Attending to serve	50	25
Attending Chambers on motion, enlarged to reply to affidavits in answer	1 00	50
Attending to search affidavits in answer	50	25
Paid	10	10
Demand copy of affidavits and copy	50	25
Attending to serve	50	25

	Higher Scale.	Lower Scale & Co. Ct.
Perusing affidavits in answer, if twenty folios, or under	$1 00	$0 50
On the higher scale, per folio, over twenty folios	5	—
(Not in any case to exceed the sum of $5.)		
Instructions to cross-examine deponents	2 00	1 00
Attending to præcipe affidavits to examiner	50	25
Paid filing præcipe	10	10
And for postage or express.		
See Examination.		
Instructions for set of affidavits in reply, when special	1 00	50
Drawing affidavits, each, per folio	20	20
Engrossing, each, per folio	10	10
Attending to swear	50	25
Paid commissioner, oath, each	20	20
Preparing exhibits, each	10	10
Paid marking exhibits, each	10	10
Attending to file affidavits in reply	50	25
Paid filings, each	10	10
Having received demand of copy of affidavits in reply :		
Copy to serve, per folio	10	10
Attending to serve	50	25
Attending on motion	1 00	50
If counsel attends, charge :		
Fee on argument of motion	2 00	1 00
To be increased in the discretion of the Master in Chambers or Master in Ordinary in high court cases.		
To be increased in the discretion of the judge in county court cases to a sum not exceeding	—	5 00
Attending to hear judgment	1 00	50
Drawing order per folio	20	20
Attending, bespeaking and for order	1 00	50
Paid, besides filings	50	50
And for entering when necessary, per folio	10	10
Fee on order	1 00	50
Taxation, as in Form No. XVIII. (1.)		

II. COSTS OF OPPOSING MOTION.

Having received notice of motion :		
Instructions to oppose motion, in discretion of taxing officer	2 00	1 00
Attending to search affidavits	50	25
Paid	10	10
Demand copy of affidavits and copy	50	25
Attending to serve	50	25
Having received same, perusing, if 20 folios or under	1 00	50

	Higher Scale.	Lower Scale & Co. Ct.
On the higher scale per folio, over 20 folios (Not in any case to exceed $5.)	$0 05	$ —
Instructions for affidavits in answer, when special	1 00	50
Drawing, each, per folio	20	20
Engrossing, each, per folio	10	10
Attending to swear, each	50	25
Paid oath, each	20	20
Preparing exhibits, each	10	10
Paid marking exhibits, each	10	10
Attending to file	50	25
Paid filings, each	10	10
Attending chambers on motion, enlarged to reply	1 00	50
Having received demand:		
Copy of affidavits in answer to serve, per folio	10	10
Attending to serve	50	25
Having been served with appointment for examination of deponents:		
Instructions *See* Examination.	2 00	1 00
Attending to search affidavits in reply	50	25
Paid	10	10
Demand of copy of affidavits in reply and copy	50	25
Attending to serve	50	25
Perusing affidavits in reply, if 20 folios or under	1 00	50
On the higher scale, per folio, over 20 folios (Not in any case to exceed $5.)	5	—
Attendance on motion and subsequent charges, as in Form No. XIX. (1).		

III. COSTS OF EX PARTE APPLICATION.

Instructions	2 00	1 00
Drawing affidavits, each, per folio	20	20
Engrossing, each, per folio	10	10
Attending to swear, each	50	25
Paid oath, each	20	20
Preparing exhibits, each	10	10
Paid marking exhibits, each	10	10
Attending chambers on application	1 00	50
Or Counsel fee on motion	2 00	1 00
To be increased in the discretion of the Master in Chambers or the Master in Ordinary in high court cases.		
To be increased in the discretion of the judge in county court cases to a sum not exceeding	—	5 00
Drawing order, per folio	20	20

	Higher Scale.	Lower Scale & Co. Ct.
Attending to bespeak and for order	$1 00	$0 50
Paid besides filings	50	50
And for entering, per folio when necessary	10	10
Fee on order	1 00	50

FORM No. XX.

COSTS OF PROVING A CLAIM IN THE MASTER'S OFFICE.

In ordinary cases the claimant is allowed the sum of eight dollars for the costs of proving claim, or if agency letters have been necessary, the sum of ten dollars.

If the claim is special or is opposed, charge:

Instructions to prove claim	2 00	1 00
Drawing account, per folio	20	20
Engrossing, per folio	10	10
Drawing affidavit, per folio	20	20
Engrossing, per folio	10	10
Attending to swear	50	25
Paid oath	20	20
Preparing each exhibit	10	10
Paid marking each exhibit	10	10
Attending on return of warrant, when claim considered, per hour	1 00	50
Paid master, besides filings, per hour	1 50	50

If claim is opposed, and claimant is examined, having received notice of points upon which examination is to be had, charge:

Instructions	2 00	1 00
Attending master's office on examination of claimant, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, (or in county court cases, the county court judge), to not exceeding, per hour	2 00	1 00

On important points and matters, requiring the attendance of counsel, the master may certify the amount of counsel fee proper to be allowed (to be noted at the time), for the guidance of the taxing officer in Toronto (or the judge in county court cases), who may allow the same in lieu of fees for attendance.

On the lower scale not to exceed $5.

If claim still opposed and evidence directed to be taken, charge:

Subpœna *ad testificandum*	1 00	50
Subpœna *duces tecum*	1 25	75
If over four folios, additional, per folio	15	15
Paid, including filing *præcipe*	1 00	20
Copy of subpœna to serve	1 00	75
If over four folios, additional, per folio	10	10

	Higher Scale.	Lower Scale & Co. Ct.
Attending sheriff with	$0 50	$0 25
Attending sheriff on return	50	25
Paid sheriff. *See* Sheriff's Fees. Tariffs, Part IV.		
Affidavit of mileage	1 00	75
Or Service of each copy, if taxable to solicitor	1 00	50
Mileage, if any, per mile	13	10
Affidavit of service	1 00	75
Counsel fee on reference, when witnesses examined and claim allowed	5 00	3 00
To be increased in the discretion of the taxing officer in Toronto, (or county court clerk in county court cases), not exceeding	—	6 00
Paid master, per hour	1 50	50
each oath	20	20
each exhibit	20	10
Drawing bill of costs, engrossing, and copy for taxing officer, per folio	30	20
Copy to serve, per folio	10	10
Attending for direction to tax	50	25
Attending for appointment to tax	50	25
Notice of appointment and copy	50	25
Attending to serve	50	25
Attending taxation, per hour	1 00	—
Attending taxation	—	1 00
Paid, besides filings	90	80
Paid witness fees.		
Attending for certificate of taxation	50	—
Attending to file certificate of taxation with master	50	25
Paid	10	10
Attending on settlement of final report to have claim inserted	1 00	50
Attending to bespeak and for cheques for claim and costs	1 00	50
Paid and filing affidavit of non-payment of costs	70	70
Letter to client with cheque	50	25
Postage.		

FORM No. XXI.

I. PETITIONER'S COSTS OF A PETITION UNDER THE DOMINION CONTROVERTED ELECTIONS ACT.

(See R. S. C., cap. 9, sec. 52.)

Instructions to petition	$4 00
Drawing petition, per folio	20
Attending counsel with, to settle	1 00
Counsel fee settling (not exceeding)	5 00

Engrossing petition, per folio	$0 10
Attending petitioner with, to have signed	50
Drawing notice of appointment of agent, and copy	50
Copy of petition and appointment for returning officer, per folio	10
Drawing certificate of receipt of petition and deposit, per folio	20
Engrossing, per folio	10
Attending registrar to file petition and notice of appointment of agent, and to leave with him copy of petition and appointment for returning officer, and to tender deposit	1 00
Paid filings, each	10
Paid postage on papers to be forwarded to returning officer	
Registrar having directed money to be paid into court, attending for direction	50
Paid	30
Attending bank to pay money in	50
Drawing notice of presentation of petition and copy	50
Copy of petition and appointment and receipt to serve, per folio	10
Attending to serve petition and notices on respondent	50
Affidavit of service	1 00
Or Attending sheriff with petition and notices	50
Attending sheriff on return	50
Paid sheriff's fees. *See* Tariffs, Part IV.	
Affidavit of mileage	1 00
Fee after petition	1 00

Having received account for publication of petition :

Attending returning officer to have account certified	50
Attending to pay same	50
Paid	
Attending to search for preliminary objections	50
Paid	10
Instructions to move to strike out preliminary objections	2 00
Drawing notice of motion, engrossing, and copy to serve, per folio	30
Drawing affidavit in support of motion, per folio	20
Engrossing, per folio	10
Attending to swear	50
Paid	20
Preparing exhibits, each	10
Paid commissioner, marking exhibits, each	10
Copy of affidavit to serve, per folio	10
Attending to file affidavits	50
Paid, each	10
Attending to serve notice and copy of affidavit	50
Instructions for brief	2 00
Brief. *See* Briefs.	
Fee on argument of motion, when judgment reserved	

See Counsel Fees.

Fee attending to hear judgment	$2 00
Preliminary objections overruled	
Drawing order, per folio	20
Attending to bespeak, and for order	50
Paid, besides filings	50
Fee on	1 00
Copy and service of order	1 25
Having received answer, perusing same	1 00
Having been served with notice of motion for particulars:	
Instructions to oppose	2 00
See Form No. XIX (2).	
Production and Examination as in Form No. V.	
Instructions to move to fix date of trial	2 00
Drawing notice of motion, per folio	20
Engrossing, per folio	10
Copy to serve, per folio	10
Drawing affidavits, per folio	20
Engrossing, per folio	10
Preparing exhibits, each	10
Attending to swear affidavits	50
Paid each	20
Paid, marking each exhibit	10
Attending to file affidavits	50
Paid each	10
Copy to serve, per folio	10
Attending to serve notice and copy of affidavit	50
Instructions for brief, on motion	2 00
Brief. *See* Briefs.	
Counsel fee, on motion to divisional court, when date and place of trial fixed. *See* Counsel fees.	
Instructions for particulars	2 00
Drawing particulars, per folio	20
Attending counsel with, and for to settle	1 00
Counsel fee settling (not exceeding)	5 00
Engrossing, per folio	10
Copy to serve, per folio	10
Attending to file	50
Paid	10
Attending to serve	50
Instructions for objections to votes	2 00
Drawing objections, per folio	20
Engrossing, per folio	10
Copy to serve, per folio	10
Attending to file	50
Paid	10

Attending to serve	$0 50

Having been served with Respondent's objections to votes :

Perusing same. *See* Perusals.

Certified Copy of Proceedings—Subpœnas—Trial—Judgment—Taxation—Witness Fees, as in Form No. V.

Paid witness fees.
Paid reporter's fees.

II. RESPONDENT'S COSTS OF PETITION UNDER THE DOMINION CONTROVERTED ELECTIONS ACT.

Instructions	$4 00
Attending to search petition	50
Paid	10
Attending to search, if money paid in	50
Notice of appointment of agent and copy to file	50
Copy to serve	10
Instructions for preliminary objections	2 00
Drawing objections, per folio	20
Attending counsel with and for to settle	1 00
Counsel fee settling, not exceeding	5 00
Engrossing, per folio	10
Attending to file objections and notice of appointment of agent	50
Paid	20
Attending to serve	50

Having been served with notice of motion to strike out objections :

Instructions to oppose	2 00

See Costs of Court Motion, Form No. XVIII. (2).

Preliminary objections having been overruled :

Instructions for answer	2 00
Drawing answer, per folio	20
Attending counsel with and for to settle	1 00
Counsel fee settling, not exceeding	5 00
Engrossing, per folio	10
Attending to file	50
Paid	10
Copy to serve per folio	10
Attending to serve	50
Fee after answer	1 00
Instructions to move for particulars	2 00

See Costs of Chamber Motion, Form No. XIX. (1).

Production—Examination, as in Form No. V.

Having been served with notice of motion to fix date of trial :

Instructions	$2 00

See Costs of Court Motion, Form No. XVIII. (2).

Having been served with particulars :

Perusing same. *See* Perusals.	
Instructions for objections to votes	2 00
Drawing objections, per folio	20
Attending counsel, with and for to settle	1 00
Counsel fee settling, not exceeding	5 00
Engrossing, per folio	10
Attending to file	50
Paid	10
Copy to serve, per folio	10
Attending to serve	50

Having been served with petitioner's objections to votes :

Perusing same. *See* Perusals.
Subpœnas—Trial—Judgment—Taxation—Witness Fees, as in Form No. V.
Paid witness fees.
Paid reporter's fees.

III. COSTS UNDER THE ONTARIO CONTROVERTED ELECTIONS ACT.

Subject to the statutory provisions hereinafter referred to, the costs of proceedings under the Ontario Controverted Elections Act, are the same as the costs of similar proceedings under the Dominion Controverted Elections Act.

See Form No. XXI. (1) and (2).

Under the Ontario Act the petition and all particulars furnished by either party must be verified by affidavit, and for charges for these. *See* Affidavits.

R. S. O., cap. 10, sec. 103, provides as follows:

(1) Costs may be taxed in the prescribed manner, but according to the same principles as costs are taxed between party and party in the High Court, and such costs may be recovered in the same manner as the costs of an action, or in such other manner as may be prescribed.

(2) No greater counsel fee or fees shall be taxed as between party and party in respect of or in connection with the trial than $50, and when the trial shall continue beyond one day, a sum not exceeding $40 for each additional day the trial shall continue, whether one or more counsel shall be engaged at the trial.

(3) Except as to such witness fees and other actual disbursements, in respect of evidence taxable in ordinary actions between party and party, as may be allowed by the judgment or order of the court, allowing or apportioning costs, no greater sum (including counsel fee) than $300 shall be taxed or taxable against either party as costs in the cause.

FORM No. XXII.

COSTS OF APPEAL FROM CHAMBERS.

	Higher Scale.	Lower Scale & Co. Ct.
Instructions to appeal	$2 00	$1 00
Attending to set down	50	25
Paid	50	20
Notice of motion by way of appeal, engrossing and copy, per folio.	30	15
Each additional copy, per folio	10	10
Attending to serve	50	25
If appeal from master:		
Attending for certificate that papers in master's office required	50	25
Attending master with same, and with *præcipe*	50	25
Counsel fee on argument	2 00	1 00
To be increased in the discretion of the Master in Chambers, or the Master in Ordinary in high court cases. To be increased in the discretion of the judge in county court cases to a sum not exceeding	—	5 00
Attending to hear judgment, if reserved	1 00	
Order, bill of costs and taxation—Same as in Form No. XIX.		

FORM No. XXIII.

IN THE COURT OF APPEAL FOR ONTARIO.

APPELLANT'S COSTS OF APPEAL FROM THE COUNTY COURT.

Instructions to appeal	$1 00
Notice of appeal and one copy	25
Each additional copy	10
Attending to file notice with the county court clerk	25
Paid	10
Attending to file notice with the registrar of the court of appeal	25
Paid	10
Attending to serve	25
Preparing bond for security, including all affidavits and attendances	3 00
Attending to file bond	25
Paid each filing	10
Notice of application for allowance of bond and copy	25
Attending to serve	25
Attending an allowance of bond	50
Paid	50
Attending to bespeak copy of evidence and judgment from county court clerk	25

Attending for same	$0 25
Paid	—
Attending judge to have same certified	50
Præcipe and attending to have papers forwarded to the registrar of the court of appeal	25
Instructions for appeal book	1 00
Drawing appeal book, per folio	20
Fee settling	2 00
To be increased in the discretion of the taxing officer in Toronto, to a sum not exceeding	5 00
Copy of appeal book for printer, per folio	10
Instructions for reasons of appeal	1 00
Drawing reasons for appeal, per folio	20
Attending counsel with and for to settle when counsel not solicitor or partner of solicitor	50
Counsel fee settling	2 00
To be increased in the discretion of the taxing officer in Toronto, to a sum not exceeding	5 00
Engrossing, per folio	10
Attending printer with case	25
Revising proof, per folio	10
Attending printer for books	25
Paid printer, printing appeal book, not exceeding per page	1 50
Attending to set case down, and file appeal books	50
Paid	50
Notice of setting down and copy	25
Attending to serve	25
Attending counsel with and for brief	50
Counsel fee on argument	—
In the discretion of the taxing officer in Toronto, not exceeding	25 00
Fee after argument	50
Letter to client, advising	25
Fee attending to hear judgment	1 00
Letter to client, advising	25
Attending to bespeak and for certificate	50
Paid	90
Fee on	50
Copy of certificate for taxing officer	50
Copy to serve	50
Drawing bill of costs, engrossing and copy for taxing officer, per folio	20
Copy to serve, per folio	10
Attending for appointment to tax	25
Notice of appointment and copy	25
Attending to serve	25
Attending taxation	1 00
Paid, besides filings	80

II. RESPONDENT'S COSTS OF APPEAL FROM THE COUNTY COURT.

Instructions to oppose appeal	$1 00
Fee on allowance of security	2 00
Having been served with appeal book and notice of hearing :	
Fee settling appeal case	2 00
To be increased in the discretion of the taxing officer in Toronto to a sum not exceeding	5 00
Attending counsel with and for brief	50

Counsel fee and subsequent charges as in Form No. XXIII. (1).

N. B.—A sum not exceeding $2 may be allowed for correspondence during the progress of an appeal from the county court.

FORMS NO. XXIV.

I. APPELLANT'S COSTS OF APPEAL FROM THE HIGH COURT.

Instructions	$2 00
Notice of appeal and copy to serve	50
Copies to file, per folio	10
Attending to file notice with registrar of the court of appeal	50
Paid	10
Attending to file notice with registrar of the court appealed from	50
Paid	10
Attending to serve notice	50
Preparing bond, including affidavits and attendances to swear	5 00
Attending to file bond	50
Paid on bond and on each affidavit	10
Notice of filing bond, copy and service	1 00
Attending to bespeak and for copy of evidence	1 00
Paid.	
Attending to bespeak and for copy of judgment	1 00
Paid.	
Instructions for draft appeal case	2 00
Draft case, per folio	20
Fee settling	5 00
To be increased in the discretion of the taxing officer in Toronto to a sum not exceeding	20 00
Engrossing, per folio	10
Copy to serve, per folio	10
Instructions for reasons of appeal	2 00
Drawing reasons of appeal, per folio	20
Attending counsel with and for, to settle when counsel not solicitor or partner of solicitor	1 00

Counsel fee revising and settling	$5 00
To be increased in the discretion of the taxing officer in Toronto to a sum not exceeding	20 00
Engrossing, per folio	10
Copy reasons to serve, per folio	10
Attending to serve draft case and reasons	50
Having been served with respondent's reasons against appeal, perusing same	1 00
Copy of material for printer (if not already in possession of the appellant), per folio	10
Drawing statement of case and index, per folio	20
Engrossing, per folio	10
Attending printer with case	50
Fee for supervising printing, including all attendances, per folio	10
Attending printer for books.	50
Paid printer, not exceeding per page	1 50
Attending to enter appeal	50
Paid	4 00
Notice of setting down and copy	50
Attending to serve appeal books and notice on respondent's solicitors	50
Attending counsel with and for brief	1 00
Counsel fee on argument.	
In the discretion of the taxing officer in Toronto, not exceeding $80 to the senior counsel, and $50 to the junior counsel (in ordinary cases larger fees than $40 to the senior counsel, and $20 to the junior counsel not to be allowed).	
(Two counsel fees not to be allowed, except in difficult and important cases.)	
Court fee after argument	1 00
Letter to client advising	50
Fee attending to hear judgment	2 00
Letter to client advising	50
Drawing bill of costs, including engrossing and copy for the taxing officer, per folio	30
Copy to serve, per folio	10
Attending registrar for direction to tax and to bespeak certificate of judgment	50
Attending for appointment to tax	50
Notice of appointment and copy	50
Attending to serve	50
Attending taxation, per hour	1 00
Paid on taxation, besides filings	90
Attending for certificate of taxation	50
Attending registrar with certificate of taxation to file, and for certificate of judgment	50

Paid, including filing	$3 00
Fee on certificate of judgment	1 00

II. RESPONDENT'S COSTS OF APPEAL FROM THE HIGH COURT.

Having been served with notice of appeal	
Instructions to oppose appeal	2 00
Fee on allowance of security	3 00
Fee settling case	5 00
To be increased in the discretion of the taxing officer in Toronto to a sum not exceeding	20 00
Instructions for reasons against appeal	2 00
Drawing reasons against appeal, per folio	20
Attending counsel with and for to settle, when counsel not solicitor or partner of solicitor	1 00
Counsel fee settling	5 00
To be increased in the discretion of the taxing officer in Toronto to a sum not exceeding	20 00
Engrossing, per folio	10
Copy of reasons against appeal to serve, per folio	10
Attending to serve	50
Having been served with copies of appeal book:	
Attending counsel with and for brief	1 00

Counsel fees and subsequent charges, as in Form No. XXIV. (1).

N. B.—A sum not exceeding $5.00 may be allowed for correspondence during the progress of an appeal from the high court.

FORM No. XXV.

IN THE SUPREME COURT OF CANADA.

1. BILL OF APPELLANT'S COSTS.

	Higher Scale.	Lower Scale.
Notice of appeal	$4 00	$ —
(In election appeal, when notice limits appeal, $6).		
Notice of giving security	2 00	—
Attendance on giving security and paid	3 00	—
Fee on special case	25 00	—
(Not taxable in election appeals.)		
Engrossing and superintending printing of special case, folios at 15 cents		
(Not taxable in election appeals, the printing being done by registrar.)		

	Higher Scale.	Lower Scale.
Paid printer as per affidavit	$0 00	$0 00
Paid clerk on transmission, etc., of original case or record in an election appeal		
Paid carriage of copies of case		
Paid filing case with registrar		10 00
Engrossing and superintending printing of factum, folios at 15 cents		
Paid printer as per affidavit		
Fee on factum, in the discretion of registrar to	50 00	—
Paid search and inscribing appeal		35
Allowance to cover fees to counsel and solicitor on hearing, in discretion of registrar to	200 00	—
(Subject to be increased by court or judge on special application.)		
Paid postage, telegrams, etc		
Allowance on account of agent's fees under rule 82, in the discretion of the registrar to	—	20 00
Paid search for particulars, to draft minutes	—	25
Paid entry of judgment	—	10 00
Paid taxation and appointment	—	1 25
Paid filings		
(10 cents on each filing.)		
Paid certified copy of judgment		
($1, besides 10 cents each folio.)		
Registrar's postage		

II. BILL OF RESPONDENT'S COSTS.

Attendance on giving security and paid	3 00	—
(Not taxable in election appeals.)		
Fee on special case	25 00	—
(Not taxable in election appeals.)		
Engrossing and superintending printing of factum, folios at 15 cents		
Paid printer as per affidavit		
Fee on factum	50 00	—
Allowance to cover fees to counsel and solicitor on hearing, in the discretion of registrar to	200 00	—
(Subject to be increased by court or judge on special application.)		
Paid postage, telegrams, etc		
Allowance on account of agent's fees under rule 82, in the discretion of registrar to	—	20 00
Paid search for particulars to draft minutes	—	25
Paid entry of judgment	—	10 00

	Higher Scale.	Lower Scale.
Paid taxation and appointment	$ —	$1 25
Paid filings (10 cents on each filing.)		
Paid certified copy of judgment ($1, besides 10 cents each folio.)		
Registrar's postage		

III. AFFIDAVIT OF DISBURSEMENTS.

IN THE SUPREME COURT OF CANADA.

BETWEEN

( ) Appellant.

AND

( ) Respondent.

I, of the of in the Province of , make oath and say :—

(Occupation.)

("A member of the firm of, etc.," or "a clerk in the office of, etc.")

1. That I am the attorneys or solicitors for the above named and as such have a personal knowledge of the facts hereinafter deposed to.

("Appellant," or "Respondent.")

2. That on behalf of the said I have paid of the of in the said Province, printers, the sums following for the work mentioned, viz :—

DATE PAID.	PRINTING DONE.	AMOUNT PAID.

("Case in Appeal." "Appellant's or Respondent's Factum.")

Total, $

amounting in all to the sum of 100 dollars.

3. That in addition to the foregoing, I have paid the following sums in this appeal, viz :—

4. That with regard to the foregoing disbursements, I believe that the amount so paid for printing is fair and reasonable, and the usual and lowest price for which that class of work can be done in the said of , and that the foregoing amounts further paid as aforesaid were reasonable and proper disbursements in this appeal.

SWORN before me at the
of in the Province of
this
day of A.D. 18

A Commissioner in the

PART III.

MISCELLANEOUS.

———:o:———

ARBITRATIONS.

Costs of Arbitrators are regulated by R. S. O. cap. 53.

Non-professional Arbitrators.

Sec. 20. No arbitrator, who is not by profession and calling a barrister, solicitor, engineer, architect, or provincial land surveyor, shall be entitled to demand or take for his attendance and services as an arbitrator, any greater fees than are hereinafter set down in Schedule "A." to this Act.

Professional Arbitrators.

Sec. 21. No arbitrator, who is by profession and calling a barrister, solicitor, engineer, architect, or provincial land surveyor, shall be entitled to demand or take for his attendance and services as such arbitrator, any greater fees than are hereinafter set down in Schedule "B." to this Act.

Witnesses.

Sec. 22. No greater fee shall be taxed or allowed to any person called as a witness before an arbitrator than would be taxed and allowed to the same person in an ordinary action before a court having jurisdiction over the subject matter of reference.

Taxation.

Sec. 24. Any party to an arbitration shall be entitled to have the costs thereof taxed, including the fees to the arbitrators, by one of the taxing officers of the Supreme Court at Toronto; or in cases where the arbitrators determine the amount of the costs, or where there is no cause in court by the taxing officer to be named in a judge's order, which may be granted for that purpose on a proper application on affidavit setting forth the facts.

Sec. 25. The taxing officer shall in no case tax higher fees than are set down in this Act, but, upon reasonable grounds established before him upon affidavit, he may in taxation reduce the maximum mentioned in the schedules, but not below the minimum, having always regard to the length of the arbitration and to the value of the matter in dispute, and the difficulty of the questions to be decided; but he shall not tax more than one counsel fee to either party for any meeting of the arbitrators.

Sec. 26. The taxing officer may tax and allow a reasonable sum for the preparation and drawing up of the award.

Sec. 27. A revision of taxation may be granted upon application to the court or a judge, reasonable ground being shown.

Agreements as to Fees.

Sec 28. The parties who refer any matter in difference between them to arbitration, whether any cause or action is pending between them or not, may agree by writing, signed by them, or by making such agreement a part of their submission, to pay to the arbitrator or arbitrators, if more than one, such fees or sums for each day's attendance, or such gross sums for their taking upon themselves the burden of the reference, and making the award, as the said parties see fit, and in every such case the fees and sums so agreed upon shall be substituted for those set down and authorized in the schedules to this Act, and shall be taxed and allowed by the taxing officer accordingly.

SCHEDULE "A."

(*Section 20.*)

For every meeting where the cause is not proceeded with, but an enlargement or postponement is made at the request of any party, not less than	$2 00
Nor more than	4 00
For every day's sitting, to consist of not less than six hours, not less than	5 00
Nor more than	10 00
For every sitting not extending to six hours (fractional parts of hours being excluded) where the arbitration is actually proceeded with, for each hour occupied in such proceedings, at the rate of not less than	1 00
Nor more than	1 50

SCHEDULE "B."

(*Section 21.*)

For every meeting where the cause is not proceeded with, but an enlargement or postponement is made at the request of any party, not less than	4 00
Nor more than	8 00
For every day's sitting, to consist of not less than six hours, not less than	10 00
Nor more than	20 00
For every sitting not extending to six hours (fractional parts of hours being excluded) where the arbitration is actually proceeded with, for each hour occupied in such proceedings, at the rate of not less than	2 00
Nor more than	3 00

BARRISTERS, ATTORNEYS, STUDENTS-AT-LAW, AND ARTICLED CLERKS.

The R. S. O. cap. 147, enacts as follows:—

Sec. 12. "The following fees and no other shall be payable to the Registrar for the Crown in stamps under this Act, subject to the provisions of *The Act respecting Law Stamps*, that is to say:—

1. On filing articles and assignments (if any), and every affidavit of execution of such articles, and making the endorsement required by this Act $0 50

2. For fiat, admission, oath and certificate..... 5 50

Sec. 16. Every practising solicitor shall obtain from the secretary of the Law Society annually, before the last day of Michaelmas Term, a certificate under the seal of the said society, stating that he is a practising solicitor in the High Court.

16 (4). The Law Society shall determine what fee shall be payable for certificates.

Rules of the Law Society in Convocation, provide as follows:

BARRISTERS, SOLICITORS, STUDENTS-AT-LAW AND ARTICLED CLERKS.

Fees on examination, annual certificates, etc:

Fee with notice for admission as student-at-law	$1 00
Fee previous to examination	50 00
Fee with notice for examination for articled clerk.....	1 00
Fee previous to examination	40 00
Fee on intermediate examinations.....	1 00
Fee for examination for certificate of fitness	60 00
Fee with notice of call	1 00
Fee previous to examination for call.....	100 00
Fee in special cases additional to above	200 00
On every petition to convocation for special relief.....	2 00
For every certificate of admission as student-at-law.....	1 00
For every certificate of having passed the articled clerk's examination (primary)	1 00
For every other certificate	1 00
For every barrister's diploma	2 00

NOTE.—In case of failure to pass at either of the primary examinations, or at the solicitor or barrister examination, the fee is returned less $10.

In case of non-presentment for examination at either of the primary examinations, or at the solicitor or barrister examination, the fee is returned less $5.

Annual fees by solicitor:	
Every Michaelmas Term to (Law Society)	$15 00
Annual fees by barrister:	
Every Michaelmas Term	2 00

CHATTEL MORTGAGES AND BILLS OF SALE.

R. S. O. cap. 125, secs. 13 and 24.

For filing each instrument and affidavit, and for entering the same	50
For filing assignment of each instrument and for making all proper endorsements in connection therewith	50
For filing certificate of discharge of each instrument, and for making all proper entries and endorsements connected therewith	25
For searching for each paper	10
For copies of any document with certificate prepared, filed under this Act, for every 100 words	10
For filing statement and affidavit on renewal of mortgage and for entering the same	50

CLERKS OF THE PEACE.

R. S. O. cap. 83 and 86.

1. For drawing precept to summon the grand and petit jury, attending justices to sign same, and transmitting to the sheriff	4 00
2. Attending each general sessions	6 00
3. Making up record of each general sessions	10 00
4. Notice of every appointment of a constable under the Rev. Stat. cap. 82, or other officer appointed by the justices in sessions, and notice of any order made by the general sessions, when required to be notified to any person or party	20
5. Subpœna	50
6. Bench warrant	1 00
7. Every recognizance of the peace for good behaviour	1 00
8. For discharging the same	50
9. Making up estreats of each session	1 00
10. Every allowance of *certiorari* (to be paid by the party applying)	1 00
11. Furnishing to sheriff and coroners revised lists of constables, whenever ordered to be done by the justices in general sessions	1 00
12. Reading any statute or public proclamation, when required to be done by law	25
13. Copies of depositions or examinations furnished to prisoners, defendants, or their counsel, when required, each folio of 100 words (to be paid out of the county funds, or by the party applying, according to the nature of the case)	5
14. Receiving, filing and reading each presentment of the grand jury	50

15. For copy thereof forwarded to the government, or to the county council, when directed by the general sessions $0 50
16. Arraigning each prisoner or defendant indicted, to be paid out of the county funds, or by the party applying as the case may be.. .. 50
17. Empanelling and swearing the jury in every case, whether criminal or otherwise, where by law a trial by jury is to be had at the general sessions, and where no fee is fixed by statute, to be paid out of the county funds, or by the party, as the case may be 50
18. Swearing each witness upon any trial by a jury, or to go before the grand jury, to be paid out of the county funds, or by the party, as the case may be 20
19. Filing each exhibit on a trial, to be paid out of the county funds, or by the party, as the case may be 8
20. Every subpœna ticket, or copy of subpœna, when necessary, to be paid out of the county funds, or by the party applying, as the case may be..... 20
21. Charging the jury with the prisoner or defendant, upon each indictment, to be paid out of the county funds, or by the party as the case may be 1 00
22. Receiving and recording each verdict of a petit jury, in any case of trial by jury, to be paid out of the county funds, or by the party, as the case may be 50
23. Recording each judgment or sentence of the court upon a verdict or confession, to be paid out of the county funds, or by the party, as the case may be 50
24. Making out and delivering to the sheriff a calendar of the sentences at each court 1 00
25. Certified copy of sentences sent with the prisoners to the penitentiary, or reformatory, after each session 50
26. Making up record of conviction or acquittal, in any case where it may be necessary, to be paid out of the county funds, or by the party applying, as the case may be, per folio of 100 words..... 10
27. Every copy or extract of a record or paper of any kind, required to be made by law, or by order of the justices in sessions, or for the information and use of the government, when required, and where no charge is fixed by law—if the same shall be less than 10 folios of 100 words, each 1 00
28 If above 10 folios, then for each folio..... 10
29. Discharging any prisoner by proclamation 50
30. Drawing bill of costs, including taxation, and filing the same where necessary to be made and filed, as in cases of assault, nuisances or the like, and in appeals, to be paid by the party..... 50
31. Drawing out and taking each recognizance to appear, either of prosecutor, defendant or witness 50
32. Calling parties on their recognizance, and recording their non-appearance, for each person called, only to be charged where the parties do not answer 25

33. Drawing order of the sessions or judge to estreat and put in process, on the whole list	$0 50
34. Entering any order of sessions, or of the judge who presided at the sessions to remit any estreat, and recording an entry of the same, to be paid out of the county funds, or by the party relieved, as may be ordered	25
35. Entering and extracting upon a roll in duplicate, the fines, issues, amerciaments, and forfeited recognizances, recorded in each session, making oath to the same, and transmitting to the sheriff	2 00
36. Making out and delivering to the sheriff the writ of execution and *capias* thereon	50
37. Making out and certifying copy of roll, and return of the sheriff, and transmitting it to the provincial treasurer	1 00
38. Making up book of orders of sessions, declaring the limits of the division courts, and entering the times and places of holding the courts	1 00
39. Making out and transmitting a copy thereof to the government	1 00
40. Making out and transmitting copies, with letter to the clerk of each division court, of the divisions made by the general sessions	1 00
41. Drawing orders of sessions for altering the limits of division courts	1 00
42. Making out and transmitting copies of such orders to the government	50
43. Making out and transmitting copies of such orders to each division court affected by the alteration	50
44. For each copy of the schedule of the division courts, with the order of sessions, for publication	50
45. For every search under three years, to be paid by the party making the search	20
46. For the same, extending over three years	50
47. For every certificate required of proof of a deed, to be paid by the party applying for the same	1 00
48. For every other certificate required by law, or by order of the sessions. to be given, where the same is under five folios, to be paid out of the county funds, or by the party applying for the same, according to the nature of the case	50
49. For the same, if more than five folios, per folio	10
50. Copying orders of court, and causing same to be published, where it is requisite, for each order, exclusive of the expense of publication	50
51. Receiving and filing affidavit of bastardy, to be paid by the party producing it	25
52. Receiving and filing each tender for any public work, or supply, or printing, or other service	25
53. Making out a list of the several tenders on each occasion as they are opened, specifying the names, prices and other particulars, and filing the same, when required to be done by the justices	50
54. Drawing bonds or agreements for the delivery of articles, or for doing the work for the gaol or other county purposes, and attending execution, when required by the justices	1 00

55. Receiving and filing accounts and demands, preferred against the county, numbering them, and submitting them for audit, and making out the cheques $4 00
56. Making out and delivering lists of orders on the treasurer, made at each audit 2 00
57. Making out and submitting to the provincial treasurer, a return or schedule of all convictions which have taken place before any justice or justices, or before the court, each list 1 00
58. For every report or return required by statute, or by the government, where no remuneration has been provided by this table or by statute..... 1 00
59. Making out and transmitting a return to the government of justices and coroners who have taken the oaths, when required to be done, for each return 1 00
60. Drawing every special order of the court of general sessions, necessary to be communicated to any party, and entering it on record 50
61. Letter and transmitting or delivering to the party interested or affected thereby 25
62. Swearing each party to an affidavit, where no charge is elsewhere provided for it, to be paid out of the county funds, or by the party for whom the affidavit is sworn, according to the nature of the case... 20
63. Causing notice to be published of any special or adjourned sessions, when directed by the chairman of the general sessions, or other two justices, so to do, exclusive of the amount paid the printer for publication 1 00
64. Sending notice of any such session to the justices individually, when it is directed by the chairman, or other two justices, for each notice.. 10
65. Attending each adjourned or special sessions, and making up record thereof 2 50
66. Receiving and filing notices of appeal, and the appeal from any judgment or conviction by one or more justices, where an appeal to the general sessions is given by law, to be paid out of the county funds, or by the party appealing as the case may be 25
67. When the appeal called on, reading the conviction, notice of appeal, and recognizance, to be paid out of the county funds, or by the party appealing, as the case may be 50
68. For all other services upon the trial of such appeal case when tried by a jury, including the receiving and recording the verdict, the same charges as in ordinary criminal trials, to be paid out of the county funds, or by the party, as the case may be.....
69. Issuing process to enforce the order of the court in an appeal case, to be paid out of the county funds, or by the party, as the case may be 1 00
70. Making out warrant of distress or commitment, in any case where no fee is specially assigned therefor in any statute or in this table.... 1 00
71. Drawing certificate of approval by the justices in sessions, of sureties tendered by the sheriff, to be paid by the sheriff 50

72. Administering oaths to any public officer, when authorized so to do, to be paid by the officer $0 25
73. Receiving and filing each oath of qualification of a justice of the peace.. 25
74. For every letter written to the government, for every letter written by direction of the chairman, or of the justices in sessions, or board of audit, to justices, coroners or constables, or others, upon special business connected with the administration of justice, or county purposes 25
75. For distributing the statutes to the justices and county officers, or others, when directed by statute or the government so to do, and taking receipts therefor from each justice or officer 10
76. For accounting to the county member for the copies of statutes not called for by the justices and county officers, and delivering the same to him wherever such duty is required by statute, or by the government—and no other fee allowed 1 00
77. For procuring and supplying to clergymen and ministers all books and forms required under Rev. Stat. cap. 131, sec. 18, for each book with the necessary set of forms 25
78. For receiving and filing voters' lists under Rev. Stat. cap. 8, sub-sec. 16 and 17, each list..... 25
79. For filing each list, return, or other paper, where no charge is specially provided for, except accounts and claims against the county, and papers connected with matters to be charged against private individuals, to be paid out of the county funds, or by the party for whom the service is rendered, according to the nature of the case.. 8

FEES IN COUNTY JUDGE'S CRIMINAL COURT.

Attending and service in court, and making all necessary entries for each prisoner brought before the judge, and not consenting to be tried--in all 50
For attendance in court, and services rendered at trial, making necessary record of proceedings and all necessary entries, including calendar of conviction for each prisoner..... ..... 2 00
Preparing judge's warrant to bring up the body of prisoner and delivering same to sheriff, for each prisoner 50
Issuing writ of summons to witness when necessary 40
Copy of summons, each..... 20
Warrant of remand, when issued and delivered to sheriff 50
For warrant to arrest, taking and estreating recognizances and proceeding to enforce same, same fees as allowed for like services at the general session of the peace.

CONSTABLES.

R. S. O. caps. 83 & 86.

1. Arrest of each individual upon a warrant $1 50
2. Serving summons or subpœna..... 25
3. Mileage to serve summons, subpœna or warrant..... 10

4. Mileage when service cannot be effected, upon proof of due diligence ..	$0 10
5. Mileage taking prisoner to gaol, exclusive of disbursements necessarily expended in his conveyance	10
6. Attending justices on summary trials, or on examination of prisoners charged with crime, for each day necessarily employed in one or more cases, when not engaged more than four hours	1 00
7. Attending justices on summary trials, or on examination of prisoners charged with crime, for each day necessarily employed in one or more cases, when engaged more than four hours	1 50
8. Attending assizes or sessions, each day	1 50
9. Mileage, travelling to attend assizes, sessions, or before justices	10
10. Summoning jury for coroner's inquest, including attending at inquest, and all services in respect thereof, if held on same day as jury summoned	2 00
11. Attending each adjournment thereof, if not engaged more than four hours	1 00
12. Attending each adjournment thereof, if engaged more than four hours..	1 50
13. Serving summons or subpœna to attend before coroner (subject to No. 10)	25
14. Mileage serving same	10
15. Exhuming body under coroner's warrant	2 00
16. Re-burying same	2 00
17. Serving distress warrant and returning same	1 50
18. Advertising under distress warrant	1 00
19. Travelling to make distress, or to search for goods to make distress when no goods are found	10
20. Appraisement, whether by one appraiser or more, two cents in the dollar on the value of the goods.	
21. Catalogue sale and commission, and delivery of goods, five cents in the dollar on the net produce of the goods.	
22. Executing search warrant	1 50
23. Serving notices on constables, when personally served	50

CONVEYANCING.

See R. S. O. cap. 147, secs. 49 to 52.

Affidavits—

Drawing, per folio	$0 20
Engrossing, per folio	10
Attending to swear	50
Paid	20
Preparing exhibits, each	10
Marking exhibits, each	10

Abstract of title—	
Drawing, per folio	$0 20
Fee settling, to be increased according to length and importance	2 00
Engrossing, per folio	10
Copy to serve, per folio	10
Attendances—	
For ordinary attendance	50
Crown lands department	1 00
Out of city, per hour	1 00
Examining title, per hour	2 00
Bond—	
Common, for securing money, conveyance of land, etc	4 00
Chattel mortgage—	
Common, with copy and affidavits	5 00
Deed—	
Common, including affidavit of execution	5 00
Discharge of mortgage—	
Common	2 00
Partial	2 50
Lease—	
Common, including affidavits	5 00
Letters—	
Ordinary	50
Special, according to length and importance	—
Mortgage—	
Common, including affidavit	6 00
Requisitions—	
Drawing, per folio	20
Fee settling, to be increased according to length and importance	2 00
Engrossing, per folio	10
Copy to serve	10
Special conveyance—	
Instructions	2 00
Drawing, per folio	20
Fee revising, to be increased according to length and importance	2 00
Engrossing in duplicate, per folio	10
Attending execution, each	1 00
Affidavit of execution, each	1 00

BILL OF COSTS OF SALE UNDER POWER OF SALE IN MORTGAGE.

Instructions to sell	$3 00
Letter to mortgagor	50
Letter to registrar with abstract to be continued	50
Letter to sheriff for certificate	50

Letter to treasurer for certificate	$0 50
Having received abstract, letter to registrar with his fees	50
Paid—	
Having received certificate, letter to sheriff with his fees	50
Paid—	
Having received certificate letter to treasurer with his fees	50
Paid—	
Drawing notice of sale, per folio	20
Fee revising, to be increased according to length and intricacy	2 00
Engrossing, per folio	10
Each copy for service, per folio	10
Attending to serve, each	50
Declaration of service, each	1 00
Attending auctioneer, arranging as to sale	1 00
Drawing advertisement of sale	2 00
For each folio over five, per folio	20
To be increased in the discretion of the taxing officer when special information has been procured for the purpose of sale.	
Copy of advertisement for printer, per folio	10
Attending printer with	50
Attending for proof	50
Revising proof	1 00
Attending printer with revised proof	50
Paid—	
Attending bill poster with posters	50
Paid—	
Copy of advertisement for newspaper, per folio	10
Attending with for insertion	50
Paid—	
Drawing conditions of sale, per folio	20
Fee revising, to be increased according to length and intricacy	2 00
Engrossing, per folio	10
Copies, per folio	10
Settling reserved bid	1 00
Fee on conducting sale when held where solicitor resides	5 00
If solicitor is engaged more than three hours, for every hour beyond that time	1 00
Fee on conducting sale elsewhere, besides all necessary travelling and hotel expenses	10 00
If the sale occupies more than one day the taxing officer may allow, in addition to travelling expenses per diem, a sum not exceeding	20 00
Auctioneer's fees—	
Abortive sale, or sale under $1,000	8 00
From $1,000 to $2,000	10 00

Auctioneer's fees—*Continued.*

From $2,000 to $4,000	$15 00
If property sold in several lots, extra remuneration in the discretion of the taxing officer.	
Or by another tariff, one per cent. up to $2,000, and one fourth of one per cent. on balance.	
Drawing declaration of auctioneer as to result of sale, per folio	20
Engrossing, per folio	10
Preparing exhibits, each	10
Attending to swear	50
Paid	20
Marking exhibits, each	10
Drawing declaration of bill poster	20
Engrossing, per folio	10
Preparing exhibits, each	10
Attending to swear	50
Paid	20
Marking exhibits, each	10
Attending to search files of newspaper	50
Drawing declaration of publication of advertisement, per folio	20
Engrossing, per folio	10
Preparing exhibits, each	10
Attending to swear	50
Paid	20
Paid marking exhibits, each	10
Having received demand of abstract, drawing abstract, per folio	20
Fee settling, to be increased according to length and intricacy	2 00
Engrossing, per folio	10
Copy to serve, per folio	10
Notice endorsed on abstract, per folio	20
Copy, per folio	10
Attending to serve	50
Having received requisitions, drawing answers, per folio	20
Fee settling, to be increased according to length and intricacy	2 00
Engrossing, per folio	10
Copy to serve, per folio	10
Attending to serve	50
Attending purchaser's solicitors on verification of abstract, per hour	1 00
Drawing conveyance, per folio	20
Fee settling same, to be increased according to length and intricacy	2 00
Attending purchaser's solicitor with draft	50
Engrossing conveyance, per folio	10
Attending execution, each	1 00
Affidavits of execution, each	1 00
Attending purchaser's solicitor on settlement	2 00

CORONERS.

INQUESTS OF DEATH.

R. S. O. cap. 83.

Precept to summon jury	50
Impanelling jury	1 00
Summons for witness, each	25
Information or examination of each witness	25
Taking every recognizance	50
Taking inquisition and making return	4 00
Every warrant	1 00
Necessary travel to take an inquest, per mile	20

INVESTIGATION OF ACCIDENTS BY FIRE.

R. S. O. cap. 217.

Sec. 7. Where such inquiry has been held by the coroner in respect of fire in any city, town, or incorporated village, in conformity with this Act, the coroner holding the same shall be entitled therefor to the sum of ten dollars, and should the said inquiry extend beyond one day, then to ten dollars per diem for each of two days thereafter and no more; and in the case of an investigation concerning a fire occurring in any place not within a city, town, or incorporated village, the allowance to the coroner shall be five dollars for the first day, and should the inquiry extend beyond one day, then four dollars for each of two days thereafter and no more.

Sec. 8. In all cases the party requiring such investigation shall alone be responsible for the expenses of, and attending, such investigation.

Sec. 9. No municipality shall be liable for such expense, unless the investigation is required by a requisition under the hands and seals of the Mayor or other head officer of the municipality, and of at least two other members of the council thereof; and such requisition shall not be given unless there are strong special and public reasons for granting the same.

Sec. 10. No expenses of, or for, an adjournment of such inquest shall be chargeable against, or payable by, the party or municipal corporation calling for, or requesting, the investigation to be held, unless it is clearly shewn by the coroner and certified under his hand, why, and for what purpose, an adjournment took place or became necessary in his opinion.

EXECUTING CIVIL PROCESS.

The same fees shall be taxed and allowed to coroners for services rendered by them in the service, execution and return of process in civil suits as would be allowed to a sheriff for the same services. *See* Tariffs, Part IV.

COUNTY ATTORNEYS.

R. S. O. cap. 79.

Sec. 13. In every case of misdemeanour tried at the court of general sessions, in which costs are or may be ordered to be paid by a defendant, the county crown attorney shall be entitled to fees as solicitor and counsel for services rendered in the case, to be taxed by the court according to the scale of allowance in the county courts as nearly as the nature of the services will allow; such fees, in case of conviction, shall form part of the costs payable by a defendant.

Sec. 14. In all cases of felony tried as aforesaid, and in all cases of misdemeanour in which no costs have been ordered to be paid, or if ordered to be paid, cannot be made of the defendant, the county crown attorney shall be entitled to receive for the services rendered by him in every such case the sum of $5, the same to be paid upon certificate of the judge presiding at the court of general sessions, and to form a portion of the expenses of the administration of criminal justice in Ontario.

Sec. 15. For services in the county judge's criminal court, the county crown attorney shall be entitled to the same fees as for like services at the court of general sessions of the peace.

Sec. 16. Every county crown attorney shall be allowed a percentage of $4 on every $100 of public moneys coming into his hands.

R. S. O. cap. 87, sec. 14.

To cover the costs, charges, and expenses of and incidental to the certificate, (for payment of witness fees), or the inquiry whether a certificate should be granted, the county crown attorney shall be entitled to receive from the corporation of the county in which the court is held, the sum of $1 in respect of every prosecution or trial on which a witness is examined, which sum shall be over and above his other costs and charges.

CREDITORS' RELIEF ACT.

R. S. O., cap. 65.

Sec. 23. The clerk shall ascertain and state in his said certificate the amount of the costs to which the claimant is entitled as against the debtor. Such costs shall be the following:

1. For serving the affidavit of claim, to be allowed upon the scale of the high court in the case of claims over $400, and on the county court scale in the case of claims exceeding $200 and not exceeding $400, or on the division court scale in the case of claims of $200 and under.

2. If the claim does not exceed $200, no greater fees are to be allowed for service of the claim, and notice and mileage in respect thereof, than would be allowable to the division court bailiff for the service of a division court summons, and mileage in respect thereof, if the claim had been sued in the proper division court.

3. The fees paid to the county court clerk under this Act are also to be allowed, which fees shall be the same as he is allowed for like proceedings in the county court, unless the claim appears to be within the jurisdiction of the division court, in which case his fees shall be those allowed for like proceedings in the division court.

4. Where there is no contest, the sum of $5 for fees of a solicitor (if employed), unless the amount of the claim is within the jurisdiction of the division court, in which case the sum of $2 only is to be allowed.

5. In case of a contest, such additional costs, if any, as the judge may allow to be taxed according to the scale of the high court, county courts, or division courts, according as the amount in dispute is within the jurisdiction of one or other of these courts.

6. The costs of obtaining an order for substituted service or other similar order, and of such service or the costs of, and incidental to service out of the Province, in either case to be taxed by the clerk of the court and stated in his certificate aforesaid; if the claim is within the jurisdiction of the division court, only such a sum to be allowed for costs as would have been incurred in obtaining a judgment in the division court.

Sec. 27. The sheriff, if directed by an endorsement upon the certificate, shall, in addition to the amounts named in the certificate, levy interest thereon from the date of the certificate, or the date named in that behalf in the certificate, and also the sum of $1.35 for the disbursements on every renewal of the certificate, and where such renewal is made, upon the application of a solicitor, he shall levy the further sum of $1.25 for the solicitor's costs on the renewal.

Sec. 42. Besides the fees otherwise authorized to be paid to the clerk of the county court for his own use, the following fees shall be levied on the following proceedings under this Act upon all claims filed, where the amount of the claim exceeds $200, and the same to be payable to the Crown in stamps, subject to the provisions of the Act respecting law stamps, and shall form part of the consolidated revenue fund of the Province:

On an affidavit of claim, where the amount claimed exceeds $200, but does not exceed $400	$0 75
On every such affidavit, where the claim exceeds $400	1 50
On every certificate of clerk given under section 9, where the claim exceeds $200, but does not exceed $400	75
On every such certificate, where the claim exceeds $400	1 50
On every order made by the judge allowing or disallowing a claim, where the claim exceeds $200, but does not exceed $400	50
On every such order where the claim exceeds $400	1 00

Where the claim is contested on the proceedings after the order, the same fees as are now payable on like proceedings in the high court.

CRIERS.

R. S. O., caps. 83 & 86.

1. Making proclamation for opening or adjourning the court of assize and *nisi prius*, oyer and terminer and general gaol delivery, and general sessions	$0 20
2. Making every other proclamation	20
3. Calling and swearing grand jury	50
4. Calling and swearing every petit jury	50
5. Calling and swearing every witness or constable	10
6. Attending assizes and general sessions, per diem	1 00

And under Tariff:

Calling every case, with or without jury	60
Swearing each witness or constable	15

DISTRESSES FOR RENTS AND PENALTIES.

R. S. O., cap. 63, and R. S. O., cap. 143.

Cap. 63, sec. 1. No person making distress for rent or for a penalty where the sum demanded and due does not exceed eighty dollars in respect of the rent or penalty, and no person employed in making the distress, or doing any act in the course of the distress, or for carrying the same into effect, shall take or receive from any person, or out of the produce of the chattels distrained and sold, any other costs in respect of the distress than such as are set forth in the schedule hereunto annexed, and no person shall make a charge for anything mentioned in the said schedule, unless such thing has been really done.

SCHEDULE.

Levying distresses under $80	$1 00
Man keeping possession, per diem	75
Appraisement, whether by one appraiser or more, two cents in the dollar on the value of the goods.	
If any printed advertisements, not to exceed in all	1 00
Catalogues, sale and commission, and delivery of goods, five cents in the dollar on the net produce of the sale.	

Cap. 143, sec. 34. No costs shall be levied for or in respect of the seizure upon exempted goods when they may not be lawfully sold, and when sold, no greater sum in all than $2, and actual and necessary payments for possession money, shall be levied or retained for or in respect of costs and expenses of sale of such exempted goods.

Sec. 35. When the sum to be levied by distress for rent or for any penalty, exceeds the sum of $80, the following charges are allowed:

(*a*) The actual expenses or outlay reasonably incurred in removing the goods distrained, or part thereof, when such removal is necessary.

(*b*) Advertisement, when necessarily published in a newspaper, $2.50; but not exceeding $5.

(*c*) If any printed advertisement otherwise than in a newspaper, $1; but not to exceed $3.

(*d*) The sum of $1 per day for man keeping possession, in lieu of 75 cents per day.

(*e*) Where the amount due shall be satisfied in whole or in part, after seizure and before sale, the bailiff or person seizing shall be entitled to charge and receive but three per cent on the amount realized, in lieu of five per cent., and no more.

HEIR AND DEVISEE COMMISSION.

FEES PAYABLE TO THE CROWN IN STAMPS.

R. S. O. cap. 27.

For filing each petition	$0 20
On every claim entered and received	50
For setting down any claim for hearing	50
On the hearing of any claim	1 00
On every claim allowed	50
For making up a report on the same	2 00
For each certificate of the allowance of any claim	25
For a copy of the order respecting any claim	25
For each summons for the attendance of any witness or witnesses	40
For each commission for the examination of witnesses	2 00
For any certified copy of any paper or document in the custody of the clerk:	
For the certificate	25

And at the rate of ten cents for each 100 words in such copy.

And such reasonable fees for any service not herein specially mentioned, or included therein, as the commissioners may, from time to time direct. Every person, not being one of the commissioners, who takes any affidavit or affirmation under this Act, shall be entitled to demand and recover from the party requiring him to take the same, the sum of twenty-five cents, and no more. And all such fees, as aforesaid, may be required to be paid before the service for which they are granted is performed, or if not so required, may be recovered by action.

JUSTICES OF THE PEACE.

R. S. O. cap. 78.

For an information and warrant for apprehension, or for an information and summons for assault, trespass or other misdemeanor	$0 50
For each copy of summons to be served on defendant or defendants	10
For a subpœna, only one on each side being charged for in each case, and which may contain any number of names	10
If the justice of the case requires it, additional subpœnas shall be issued without charge.	
For every recognizance, only one to be charged in each case	25
For information and warrant for surety of the peace for good behaviour, to be paid by the complainant	50
For warrant of commitment for default of surety to keep peace or good behaviour, to be paid by complainant	50
For hearing and determining the case	50
Where one justice alone cannot lawfully hear and determine the case, an additional fee to be allowed to the associate justice	50
In case more justices hear the case, the justice by whom the information was taken, if he hears the case, shall be entitled to one fee of fifty cents for hearing and determining, and the justice who sat at his request shall be entitled as associate to the said additional fee, when one is chargeable; if a case occurs which is not covered by this provision, the justices shall be entitled to the fees according to their seniority as justices.	
For warrant to levy penalty	25
For making up every record of conviction where the same is ordered to be returned to the sessions, or on *certiorari*	1 00
For copy of any other paper connected with any trial, and the minutes of the same if demanded, every folio of 100 words	10
For every bill of costs, when demanded to be made out in detail	10
But in all cases which admit of a summary proceeding before a single justice of the peace, and wherein no higher penalty than $20 can be imposed, there only shall be charged for the conviction	50
And for the warrant to levy the penalty	25
And in cases of conviction where persons are subpœnaed to give evidence before justices of the peace in cases of assault, trespass, or misdemeanour, the witness shall be entitled, in the discretion of the justice, to receive for every day's attendance, where the distance travelled in coming to and returning from such adjudication does not exceed ten miles	50
And for each mile above ten	5

This Act shall not authorize any claim being made by the justices aforesaid for fees of any description connected with cases above the degree of misdemeanour.

LINE FENCES.

FEES UNDER REV. STAT. ONT. CAP. 219.

Sec. 11. The fence-viewers shall be entitled to receive $2 each for every day's work under this Act. Provincial land surveyors and witnesses shall be entitled to the same compensation as if they were subpœnaed in any division court.

NOTARIES PUBLIC.

For the protest of any bill or note	$0 50
For every notice	25

For postage, the amount actually expended.

REGISTRARS' FEES.

Regulated by R. S. O. cap, 114.

Sec. 95. Every registrar shall be allowed the following fees for the following services, and no more :—

Registering.—Sub-sec. 1. For the necessary entries and certificate in registering every instrument other than those hereinafter specially provided for, including among such certificates the certificate on the duplicate, if any, 40 cents, and for registering every instrument, other than those hereinafter specially provided for, $1 ; but in case the said instrument exceeds seven hundred words, then at the rate of 15 cents for each additional one hundred words, or the fractional part thereof, up to fourteen hundred words, and at the rate of 10 cents for each additional hundred words, or fractional part thereof, over fourteen hundred; and if the memorial or other instrument embraces different lots or parcels of lands situate in different localities in the same county, the registration and copying of such, including all necessary entries and certificates thereof into the different registry books, shall be considered separate and distinct registrations of such instruments, but shall be charged for and paid at the rate of 40 cents for the necessary entries and certificate, and for the said instrument 15 cents for every one hundred words, or the fractional part thereof up to fourteen hundred, and of all over that at the rate of 10 cents for each hundred words, or fractional part thereof.

Searches as to Title.—Sub-sec. 2. For searching the registry books and indexes relating to the title of any lot or part of a lot of land, as originally patented by the crown, or as afterward sub-divided into smaller lots, shewn by any registered map or plan thereof, when not exceeding four references, 25 cents and 5 cents for every additional reference ; but in no case shall a general search into the title to any particular lot, piece, or parcel of land, exceed the sum of $2.

Searching Index.—Sub-sec. 3. For searching, if specially required, the alphabetical index of names referred to in section 33 (index of grantors and grantees) as to each name in the books of any one township or other legally defined municipality in the county, 25 cents; but if a general search as to any such name is made throughout the county, the aggregate of fees for such search shall not exceed $1.

Abstracts of Title.—Sub-sec. 4. For every abstract of title to any specific parcel of land certified by the registrar, containing such particulars as to any number of the registered instruments affecting such parcel of land as the party searching may require, 25 cents; and when such abstract exceeds one hundred words, 15 cents for every additional hundred words; and for copies of instruments, when required, 10 cents for each hundred words.

Certificate.—Sub-sec. 5. For each certificate furnished by the registrar, except those made under sub-sections 1 and 4 of this section, 25 cents.

Filing Plans.—Sub-sec. 6. For registration of any plan of town or village lots, including all necessary entries connected therewith, $1.

Statements under Sections 28 and 31. Sub-sec. 7. For furnishing the statement and copies required under sections 28 and 31 of this Act, to be paid by the county treasurer, to which any city, town, township, village, or place belongs or is attached, the sum of ten cents per folio of one hundred words contained in such statement so furnished or copy so made, and the county treasurer shall also pay such sum as the inspector may order in writing, specifying the nature of the service under any section of this Act, for repairing any book, or copying, mounting, or binding plans under the provisions of section 31 of this Act; and towns separated from counties for municipal purposes, and cities in which no separate registry office exists, shall bear a ratable proportion of the expense thereof, based on the assessment of all the municipalities within the jurisdiction of such county.

Affidavits.—Sub-sec. 8. For drawing each affidavit, and swearing the deponent thereto, 25 cents; the same fee to be allowed for administering the oath, when that only is required.

Shewing Original Documents.—Sub-sec. 9. For exhibiting in the office each original registered instrument including search for the same, 10 cents.

Certificates of Discharge.—Sub-sec. 10. For registering each certificate of payment of mortgage money, and every other certificate, excepting certificates provided for in the next succeeding sub-section, including all entries and certificates thereof, 50 cents.

Payment of Taxes.—Sub-sec. 11. For registering each certificate of payment of taxes, 25 cents.

Figures, how Charged.—Sub-sec. 12. In abstracts and certificates where figures are used instead of words to denote dates, numbers or quantities, the same shall be charged as if each number, though composed of several figures, were but one word.

Fees Payable before Registration.—Section 99. The registrar shall not be compelled to register any instrument, unless the fees authorized by this Act are first paid thereon.

FEES UNDER THE ACT RESPECTING MORTGAGES OF REAL ESTATE.

R. S. O. cap. 102, sec. 23.

Fees for registration of notice of intention to sell, 50 cents.

FEES UNDER THE ACT RESPECTING THE CUSTODY OF DOCUMENTS RELATING TO LAND TITLES.

R. S. O. cap. 115.

Sec. 7.—The registrar with whom the deposit (of instruments for safe custody) is made, shall be entitled to the following fees to be paid at the time of the deposit by the person depositing the same, that is to say:

On every requisition, 20 cents.

On every document deposited therewith, 10 cents.

For every notice necessary to be sent to other registrars (not more than one notice to any one registrar to be charged for), 15 cents.

Necessary postage and post registration fee on the notices, and acknowledgments thereof.

Sec. 8.—The registrar to whom any notice under section 6 of this Act is sent, shall be entitled to a fee of 20 cents for every document in respect of which he is to make the entries aforesaid.

Sec. 9.—Any person shall be entitled to inspect and make or obtain copies of or extracts from any such deposited document, in like manner as in the case of instruments registered under the provisions of the Registry Act; and the registrar shall be entitled to the same fees in respect thereof, as in the case of registered instruments.

FEES UNDER THE LAND TITLES ACT.

R. S. O. cap. 116, secs. 16 & 109.

Fee for registration of certificate of title, 50 cents.

And for certificate of withdrawal, $1.

FEES UNDER THE ACT RESPECTING LIENS OF MECHANICS AND OTHERS.

R. S. O. cap. 126, sec. 18.

Fee for registering claim, 25 cents.

If more than one person joins in claim, for each person after the first, 10 cents.

FEES RESPECTING DECLARATIONS OF PARTNERSHIPS.

R. S. O. cap. 130, secs. 12 13, & 16.

Registering declaration, if it does not contain more than two hundred words, 50 cents.

If it does contain more than two hundred words, then at the rate of 10 cents per one hundred words for all above the number of two hundred.

Search in Firm Index Book, each firm, 10 cents.

Search in Individual Index Book, each name 10 cents.

Each certificate, when required, 25 cents.

FEES UNDER THE ACT RESPECTING DOWER.

R. S. O. cap. 133, sec. 16.

Fee for registering the judge's order, $1; unless the order be endorsed or written upon the deed, in which case no fee shall be payable in respect of the registration thereof.

FEES UNDER THE ACT TO FACILITATE THE ADJUSTMENT OF DISPUTES BETWEEN MASTERS AND WORKMEN.

R. S. O. cap. 140, sec. 5.

Fee for registering memorandum of formation of board of arbitrators, $2.

FEES UNDER THE ACT RESPECTING THE SURVEY OF LANDS.

R. S. O. cap. 152, sec. 72.

All evidence taken by any surveyor, as aforesaid, shall be reduced to writing, and shall be read over to the person giving the same, and be signed by such person, or if he cannot write, he shall acknowledge the same as correct before two witnesses, who shall sign the same, as also the surveyor; and such evidence shall, and any document or plan prepared and sworn to as correct, before a justice of the peace, by any surveyor, with reference to any survey by him performed, may be filed and kept in the registry office of the registry division in which the lands to which the same relates are situate, subject to be produced thereafter in evidence, in any court within Ontario.

1. For receiving and filing the same the registrar shall be entitled to 25 cents; and

2. The expense of filing the same shall be borne by the parties in the same manner as other expenses of the survey.

FEES UNDER THE DEBENTURES REGISTRATION ACT.

R. S. O., cap. 186, s. 9.

For registration of each certified copy of by-laws	$2 00
For registration of any returns as prescribed, for each such return	1 00
For registration of the name of holder or transferee of any number of debentures not exceeding five	25
Over five and not exceeding fifteen	50
Over fifteen and not exceeding thirty	75
Upwards of thirty	1 00
For making search, inspecting each copy of by-law, and examining entries connected therewith	1 00

FEES UNDER THE ACT TO AMEND THE REGISTRY ACT.

51 Vic., cap. 17, secs. 4 & 5.

For registration of authority to sell	50
For registration of letters of administration under the devolution of Estates Act	1 00

FEES UNDER THE ACT TO AMEND THE MARRIED WOMEN'S REAL ESTATE ACT.

51 Vic., cap. 21, sec. 13.

Fee for registration of order allowing married women to convey without the concurrence of her husband	1 00

FEES UNDER THE ACT FOR THE INCORPORATION OF CHEESE AND BUTTER MANUFACTURING ASSOCIATIONS.

51 Vic., cap. 24, sec. 12.

The fees to be charged by the registrar for filing any certificate (of incorporation) shall be 50 cents, and for any search relating thereto, 10 cents.

SHERIFFS' FEES.

CRIMINAL JUSTICE.

R. S. O. cap. 86.

Advertising the holding of the assizes	$4 00
" " " general sessions	4 00
To the sheriffs of York or Toronto	2 00
Arrest of each individual upon a warrant to be paid out of the public funds, or by the party, as the case may be	3 00
To the sheriffs of York or Toronto	2 00

Attending the assizes, per diem	$5 00
" " general sessions, per diem	5 00

Calendar of prisoners. *See* Prisoners.

Conveying of prisoners. *See* Prisoners.

Execution—

Carrying into effect the sentence of the court in capital cases, all such sums as shall be unavoidably disbursed, to be taxed by the court or judge who passed the sentence.

Attending and superintending the execution in such cases	20 00

Levying fines or issues on recognizances estreated or other process, $5 per $100 on the first $400 of the sum levied, exclusive of mileage at 10 cents per mile, to be levied under section 5 of R. S. O. cap. 83, and on all sums above $400 the same allowance as on executions in civil proceedings.

Mileage—

Travelling in going to execute warrant or serve subpœna, 13 cents per mile, and the same charge per mile actually travelled in returning with a prisoner; where the service has not been effected, the board of audit to be satisfied that due diligence has been used; to be paid out of the public funds, or by the party, as the case may be.

See section 11.

Prisoner—

Each prisoner discharged from gaol having been committed by warrant for trial at the assizes or general sessions, or by police or stipendiary magistrate	1 00
Bringing up each prisoner for arraignment, trial and sentence, in all, for each prisoner, whether convicted or acquitted	2 00
Calendar of prisoners for trial at the assizes, including copies	5 00
" " " " general sessions, including copies	4 00
To the sheriffs of York or Toronto	3 00

Conveying prisoners on attachment, judge's order, or *habeas corpus*, to another county, exclusive of disbursements, where no charge allowed by law, for each day necessarily employed, to be paid out of the county funds or by the party, as the case may be 6 00

Conveying prisoners to the penitentiary or reformatory, or to another county, exclusive of disbursements, for each day necessarily employed 6 00

Disbursements actually and necessarily made in guarding prisoners, or in their conveyance to the penitentiary or reformatory, to any other county or elsewhere, or for other purposes in the discharge of the duties of his office, where not provided for by the law, nor herein specifically provided); to be rendered in account in detail, with proper vouchers, to the satisfaction of the board of audit, and to be by the board allowed.

Record of jurors who have served each court	2 00

Returns—	
Every annual or general return required by law or by the Government respecting the gaol or the prisoners therein	$5 00
Every other return made to the Government or the Legislature	4 00
Every return to the sessions required by statute or by order of the court	2 00
Return of precepts to the assizes or sessions	4 00
Return upon attachment or writ of *habeas corpus* to be paid out of the county funds, or by the party, as the case may be	2 00
Service—	
Of subpœna upon each person to be paid out of the county funds or by the party, as the case may be	1 00
To the sheriffs of York or Toronto	50
Summoning—	
Grand jury for the assizes or general sessions	12 00
Petit jury	24 00
Each constable to attend the assizes or general sessions, exclusive of mileage at 10 cents per mile	50

COUNTY JUDGE'S CRIMINAL COURT.

Notification to judge, for each prisoner	1 00
Bringing up prisoner before judge, to elect as to mode of trial, including attendance at court, each person	2 00
Bringing up prisoner for arraignment or trial and for sentence, including attendance at court, in all for each prisoner, whether convicted or acquitted	2 00
Fees for serving subpœnas, arrest under warrant, travel to serve or execute process, and conveying prisoner to penitentiary or reformatory, the like sum as is allowed for like services in other cases under the Act, *ante*.	

CENTRAL PRISON.

For services in connection with offenders sentenced, or liable to be removed, or sentenced to the Central Prison, or to the Female Reformatory, or to the Reformatory for Boys.

For making special return of prisoners sentenced to Central Prison, and of such prisoners eligible for removal to Central Prison, as the inspector may direct, (each prisoner)	1 00
No more than $5 to be allowed for any one return, and each return must cover all prisoners in gaol when the same is made.	
Certified copy of sentence	50
Taking prisoner to railway station, to be delivered to Central Prison bailiff, in addition to other necessary expenses incurred in such duty	1 00

ADDITIONAL ITEMS.

Return and services in respect of inquisition on body of a prisoner dying in gaol	$4 00
For general supervision over the gaols and prisoners therein, and the books kept in connection with the gaol, in addition to any other allowance, and for stationery and postage, per quarter	25 00
For every prisoner discharged from gaol other than prisoners committed by warrant for trial at the assizes or general sessions	1 00
For services performed under R. S. C. cap. 181, sec. 32, in each case disposed of under that Act	2 00
For each days attendance at an adjourment of the county judge's criminal court, in each case	2 00

Provided that the sheriff shall not be allowed more than $4 in respect of the same day's service.

CIVIL SIDE.

See Tariffs, Part IV.

PART IV.

TARIFF A.

TABLE OF COSTS

IN THE

HIGH COURT OF JUSTICE AND COUNTY COURTS.

General allowance for plaintiffs and defendants, as well as between solicitor and client as between party and party :—

	Higher Scale.	Lower Scale & Co. Ct.
1. Instructions to sue in undefended cases	$3 00	$2 00
2. In defended cases	4 00	3 00
3. Instructions to defend	4 00	3 00
4. Instructions for petition where no writ of summons issued	2 00	1 00
WRITS.		
5. All writs, except writs of execution, subpœnas, and concurrent, and renewed writs	2 00	1 00
6. Concurrent writ	1 50	75
7. Renewed writ (except writs of execution)	1 50	75
8. All writs if over four folios, for every folio	20	20
9. Subpœna *ad testificandum*	1 00	50
10. Subpœna *duces tecum*	1 25	75
11. All subpœnas if over four folios, additional per folio	15	15
12. Notice of writ for service in lieu of writ out of jurisdiction and copy	1 00	75
13. (Alias, and subsequent, writs, to be allowed as originals.)		
14. Special indorsement of writ of summons	1 00	75
15. Suing out any writ of execution	6 00	4 00
Renewal of any writ of execution	4 00	2 50
(In both cases, including placing same in the sheriff's hands, attendances, indorsements and letters in connection therewith.)		

	Higher Scale.	Lower Scale & Co. Ct.
COPY AND SERVICE OF WRITS OF SUMMONS AND OTHER PROCESS.		
16. For copy, including copy of notices required to be indorsed, each	$1 00	$0 75
If over four folios, for every additional folio	10	10
17. Service of each copy of writ, if not done by the sheriff or an officer employed by him, when taxable to solicitor on sheriff's default	1 00	50
18. If served at a distance of over two miles from the nearest place of business, or office of the solicitor serving same, for each mile beyond such two miles	13	10
19. For service of writ out of jurisdiction— On higher scale, such allowance as the taxing officer shall think fit. On lower scale, such allowance as the taxing officer or county court judge shall think fit.		
INSTRUCTIONS AFTER COMMENCEMENT OF ACTION.		
20. To counsel in special matters	1 00	50
21. To counsel in common matters	50	25
22. For special affidavits when allowed by the taxing officer (or county court clerk in county court cases)	1 00	50
23. For special affidavit on production when allowed by the taxing officer	2 00	1 00
24. For pleadings in action	1 50	1 00
25. For counter-claim, when such claim could not prior to the Ont. Jud. Act, 1881, have formed the subject of a set-off	2 00	1 00
26. For reply to such counter-claims	2 00	1 00
27. To amend any pleading when the amendment is proper	2 00	1 00
28. For confession of defence under Rule 440	2 00	1 00
29. For special case in course of action	2 00	1 00
30. For special case when no writ issued, or pleadings had, and no instructions to sue allowed	3 00	2 00
31. To add parties by order of court or judge	2 00	1 00
32. For brief	2 00	50
33. For every suggestion	1 00	1 00
34. For adding parties in consequence of marriage, death, assignment, etc.	1 00	50
35. For issue of fact, by consent, or judge's order	2 00	1 00
36. To defend added parties after suggestion of death of original party, or on revivor	2 00	1 00
37. For confession of action in ejectment as to the whole, or in part	1 00	50
38. To strike or reduce special jury	2 00	1 00
39. For such other important step or proceeding in the suit as the taxing officer is satisfied warrants such a charge	2 00	1 00

	Higher Scale.	Lower Scale & Co. Ct.
Drawing Pleadings, etc.		
40. Statement of claim	$2 00	$1 00
41. If above ten folios, for every folio above ten, in addition	20	15
42. Statement of defence, if five folios or under	2 00	1 00
43. If above five folios, for every folio in addition	20	20
44. Statement of defence and counter-claim, up to fifteen folios	3 00	1 50
45. For every folio over fifteen	20	15
46. Reply and other pleadings for or on behalf of plaintiff or defendant	2 00	1 00
47. If above ten folios, for every folio in addition	20	15
48. Demurrer	2 00	1 00
49. Petition, per folio	20	15
50. Issue for trial of facts by agreement or order, for every folio	20	20
51. In special or contested actions or matters on the higher scale to be increased to such sum as the taxing officer in Toronto may think fit.		
52. Special case, per folio	20	20
53. Drawing interrogatories, or answers for any purposes required by law, per folio	20	20
54. Drawing reasons for or against appeal, per folio	20	20
55. (The above charges do not include engrossing, or copies to file or serve.)		
56. Taking cognovit and entering judgment thereon, when there has been no previous proceeding, and the true debt does not exceed $200	8 00	8 00
57. For same services when the true debt exceeds $200	12 00	10 00
58. Drawing and engrossing cognovit, and attending execution, when there have been previous proceedings	2 00	1 00
Copies.		
59. Of pleadings, brief and other documents, when no other provision is made, and copies properly allowable	10	10
60. Certified copy of pleadings, or issue, for use of judge	1 50	75
61. For every folio above fifteen, per folio	10	10
62. Of special and common orders of court or a judge	75	50
63. Of special order of court above three folios, per folio	20	10
Notices, Including One Copy.		
64. Of appearance, when duly entered and notice given on the day of appearance, but not otherwise	50	25
65. To sheriff, to discharge prisoner out of custody	50	50

	Higher Scale.	Lower Scale & Co. Ct.
66. Notice, in action for recovery of land, to defend for part of premises; not to be allowed when defence limited by appearance	$1 00	$0 50
If above three folios, per folio in addition	20	15
67. Notice of claimant's or defendant's title in action for recovery of land, same fees.		
68. Notice of entry of appearance in action for recovery of land by a party not named in writ	50	25
69. Demand of particulars	50	50
70. Particulars of claim, demand, set-off, or counter-claim, five folios or under	2 00	75
If exceeding five folios, per folio in addition	20	15
71. Notice of admission of right and denial of ouster by a joint tenant	50	—
If above three folios, for every folio additional	20	—
72. Of discontinuance and one copy	50	40
For every additional copy, per folio	10	10
73. Of disputing amount of claim	50	25
74. Of confession of action in action for recovery of land as to whole or part	50	40
75. Notice in lieu of statement of claim, and one copy	50	25
For every additional copy, per folio	10	10
76. Of trial or assessment and one copy	50	25
For every additional copy, per folio	10	10
77. Demand of residence of plaintiff	50	25
78. Demand of names of partners	50	25
79. All common notices not above specified	50	25
80. Notice to admit and produce, if not exceeding two folios, and one copy	50	25
For every additional copy, per folio	10	10
81. For each necessary folio above two	20	20
82. Notice of setting down on motion for judgment, or on further directions and one copy	50	25
For every additional copy, per folio	10	10
83. Notice of motion in court or chambers, engrossing and copy to serve, per folio	30	15
For every additional copy, per folio	10	10
84. Notice of taxation, or appointment to tax, and one copy	50	25
For every additional copy, per folio	10	10
85. For preparing, and filling up for service, in any cause or matter, each notice to creditors to prove claims, and each notice that cheque may be received, specifying the amounts to be received for principal and interest, and costs, if any, including mailing	25	25

	Higher Scale.	Lower Scale & Co. Ct.
86. Notice of filing affidavits, when required, and one copy (only one notice to be allowed for a set of affidavits filed, or which ought to be filed together)	$0 50	$0 25
For every additional copy, per folio	10	10
87. Notice by defendant to third party, under Rule 329	1 00	50
Perusals.		
88. Of each of the pleadings as defined by the Judicature Act	1 00	50
89. Of special case by the solicitor of any party, except the one by whom it is prepared, when the case is submitted in the course of the cause	2 00	1 00
90. And in special, or contested actions, or matters, or of interrogatories, and cross-interrogatories on commission	—	50
On higher scale, such sum as the taxing officer in Toronto thinks fit.		
91. Of affidavits and exhibits of a party adverse in interest, filed or produced on any application, where perusal is necessary if twenty folios or under	1 00	50
On the higher scale per folio over twenty folios (Not in any case to exceed the sum of $5.)	5	—
Attendances.		
92. Necessary attendances consequent on the service of a notice to produce or admit, or an inspection of documents when produced under order including making admission, altogether	1 00	50
To be increased by taxing officer (or county court clerk) in cases of special, difficult and important nature, to	2 00	1 00
93. Attending on return of motion, in chambers	1 00	50
To be increased in the discretion of the presiding officer (or in county court cases of the judge), to	2 00	1 50
94. On consultation, or conference, with counsel, in special, difficult, and important matters, in the discretion of the taxing officer in Toronto (or in county court cases of the county court clerk) to	2 00	1 00
To be increased in the discretion of the taxing officer as between solicitor and client, to such sum as he shall see fit (or in county court cases in the discretion of the county court judge) to, not exceeding	—	3 00
No special attendance to be allowed to a solicitor on proceedings on which he also appears as counsel.		

	Higher Scale.	Lower Scale & Co. Ct.
95. Solicitor attending court on trial of cause, when not himself counsel, or partner of counsel	$2 00	$1 00
And in special, difficult, and important cases, each hour necessarily present at trial	2 00	1 00
In no case to exceed, per day	10 00	5 00
(Provided the attendance of such solicitor, and the length of time of such attendance, be duly entered at the time in the book of the registrar, deputy-registrar, deputy-clerk of the crown, clerk of assize, county court clerk, or other officer of the court present at the time, or proved by affidavit.)		
96. To hear judgment when not given on close of argument	2 00	1 00
97. To hear judgment when cause on list for judgment, but judgment not given	2 00	1 00
98. On taxation of costs	—	1 00
99. On taxation of costs, per hour	1 00	—
100. On revision, per hour, when attendance required by taxing officer, or revision had on order	1 00	50
101. On revision by county court judge on appeal	—	50
102. To obtain or give undertaking to appear, when service accepted by a solicitor	1 00	50
103. Attendance to file, or serve	50	25
104. Attendance on warrant, or appointment, of master, registrar, examiner, referee, or county court clerk, per hour	1 00	50
To be increased in the discretion of the taxing officer in Toronto, (or in county court cases, the county court judge) to not exceeding per hour	2 00	1 00
105. Attendance on master, or registrar (or county court clerk) in special matters, per hour	1 00	50
106. Every other necessary attendance	50	25
107. On important points and matters, requiring the attendance of counsel, the master, or examiner, or referee, judgment clerk, or inspector of titles, may certify the amount of counsel fee proper to be allowed (to be noted at the time), for the guidance of the taxing officer in Toronto (or the judge in county court cases) who may allow the same in lieu of fees for attendance.		
On the lower scale not to exceed $5.		
108. Or on special and important points, and matters requiring the attendance of counsel, before examiner, referee, or county court clerk, the county court judge may, in county court cases in lieu of the fees for attendance, allow a counsel fee when counsel attend the same, not to exceed $5.		

	Higher Scale.	Lower Scale & Co. Ct.
Briefs.		
109. For drawing briefs, five folios or under	$2 00	$1 00
110. " " for each folio above five	10	10
111. For drawing brief, per folio, for original and necessary matter	20	20
112. Copy of documents, other than pleadings, per folio	10	10
113. Copy of brief for second counsel, when fee taxed to him, per folio	10	—
Court Fees.		
114. Fees after statement of claim, or, where statement dispensed with, after filing writ, on defence, joinder of issue, trial, or argument before courts or any other step in the cause, and on judgments, other than præcipe judgments in mortgage cases. No two fees to be allowed to either party when such proceedings are taken, or had, between the first day of any sittings of the courts, (fixed by Rule 216, or R. S. O. 1887, c. 47, s. 12, as the case may be), and the first day of the following sittings so fixed	1 00	50
115. Fee on certified copy of pleadings for judge	1 00	50
116. Fee on every order, or judgment to the party obtaining the same	1 00	50
117. Fee on præcipe judgment in mortgage cases	4 00	2 00
Affidavits.		
118. Drawing affidavits, per folio	20	20
119. Engrossing same to have sworn, per folio	10	10
120. Copies of affidavits, per folio, when necessary	10	10
121. Common affidavits of service, including service by post when necessary, or of payment of mileage and of non-appearance, including copy, oath, and attendance to swear	1 00	75
122. The solicitor for preparing each exhibit in town or country	10	10
Defendants.		
123. Appearance, including attending to enter	1 00	50
For each additional defendant	20	10
124. For limiting defence in action for recovery of land in appearance, besides above allowance for appearance; not to be allowed when notice of limiting defence served	1 00	50

	Higher Scale.	Lower Scale & Co. Ct.
JUDGMENT, RULES, OR ORDERS.		
125. Drawing minutes of judgment, or order, per folio, when prepared by solicitor, under directions of registrar, or judgment clerk, (or in county court cases, of the county court judge)	$0 20	$0 20
126. Judgment for non-appearance on specially indorsed writs, and in action for recovery of land	1 00	50
127. Attending for appointment to settle or pass judgment, or order of court, copy and service	1 30	50
128. When served on more than one party, the extra copies and services are to be allowed.		
129. For every hour's attendance before proper officer on settling or passing minutes	1 00	50
To be increased in the discretion of the officer in special and difficult cases, when the solicitor attends personally, to a sum not exceeding altogether	5 00	2 50
LETTERS.		
130. Letter to each defendant before suit, only one letter to be allowed to any defendants who are in partnership, and when subject of suit relates to the transaction of their partnership	50	25
131. Common letters, including necessary agency letters	50	25
132. With power to the taxing officer (or in county court cases the county court clerk), as between solicitor and client, to increase the fee for special and important letters, to an amount not exceeding	2 00	1 00
133. Postages—the amount actually disbursed.		
134. For correspondence during the progress of an appeal to the court of appeal a reasonable sum in the discretion of the taxing officer may be allowed not exceeding	5 00	2 00
SALES BY MASTER, OR AUCTIONEER, OR REAL REPRESENTATIVE IN PARTITION SUITS.		
135. Drawing advertisements for the sale of real or personal estate under the direction of the court, including all copies, except for printing	2 00	1 00
And for each folio over five, per folio	20	15
(To be increased in the discretion of the Master (or in county court cases the county court judge) to a sum not exceeding ten dollars, when special information has been procured for the purpose of sale.)		

	Higher Scale.	Lower Scale & Co. Ct.
136. Copies for printing, per folio	$0 10	$0 10
137. Each necessary attendance on printer	50	25
138. Attending and making arrangements with auctioneer	1 00	50
139. Revising proof	1 00	50
140. Fee on conducting sale when held where solicitor resides	5 00	3 00
141. If solicitor is engaged for more than three hours, for every hour beyond that time	1 00	75
142. Fee on conducting sale elsewhere, besides all necessary travelling and hotel expenses, when solicitor attends with the approval of the Master (or real representative) previously given	10 00	5 00
If the sale occupies more than one day, the Master may allow him, in addition to his travelling expenses, *per diem*, a sum not exceeding twenty dollars.		
The Master may also allow to one other party to the suit, his fees and expenses for attending sales, if, in his opinion it is necessary and proper that he should attend.		
Miscellaneous.		
143. Statement of issues in Master's office, when required by the Master	2 00	1 00
In special matters to be increased in the discretion of the taxing officer in Toronto.		
144. For each folio over 10	20	20
145. When it has been satisfactorily proved that proceedings have been taken by solicitors out of court to expedite proceedings, save costs, or compromise actions, an allowance is to be made therefor in the discretion of the taxing officer in Toronto (or judge of county court in county court cases).		
146. Drawing bill of costs as between party and party for taxation, (including engrossing and copy for taxing officer, or county court clerk,) per folio	30	20
147. Copy, per folio, to serve	10	10
Counsel Fees.		
148. Fee on motion of course, or on motion in matters not special.	2 00	1 00
149. On special *ex parte* motion or application to the court, (only one counsel fee to be taxed)	5 00	2 00
To be increased in the discretion of the taxing officer in Toronto, (or judge of county court in county court cases, who shall mark amount to be taxed on order of court, if any, before taxation), to	10 00	5 00

	Higher Scale.	Lower Scale & Co. Ct.
150. Fee on argument on supporting or opposing application to the court, or argument of demurrer, special case, or appeal..	$10 00	$5 00
On higher scale and lower scale to be increased in the discretion of the taxing officer in Toronto.		
In county court to be increased in the discretion of the judge, to	—	10 00
151. On consultations.....	5 00	2 00
152. Fee, with brief, on assessment.....	10 00	6 00
153. Fee, with brief, at trial.....	10 00	10 00
To be increased by taxing officer in his discretion to a sum not exceeding $40 to senior counsel, and $20 to junior counsel, in actions of a special and important nature, provided that the taxing officer in Toronto shall have power to tax increased fees, but more than one counsel fee shall not be allowed in any case not of a special and important nature; not more than two in any case, provided that if an application to increase fees be made in the first instance to the local taxing officer, and a *fiat* granted, no application shall thereafter be made to the taxing officer at Toronto.		
To be increased by the taxing officer at Toronto or the judge (as the case may require) in actions of a special or important nature and on appeals to the Court of Appeal, (on notice to the opposite party,) to a sum not exceeding..	—	25 00
(In county court cases no charge to be made by either party in connection with such application.)		
154. On argument or examination in chambers in cases proper for the attendance of counsel and where counsel attends....	2 00	1 00
To be increased in the discretion of the Master in Chambers, or the Master in Ordinary in high court cases.		
To be increased in the discretion of the judge in county court cases to a sum not exceeding.....	—	5 00
155. On argument of appeal in the Court of Appeal, in the discretion of the taxing officer at Toronto, not exceeding $80 to the senior counsel, and $50 to the junior counsel (in ordinary cases larger fees than $40 to the senior counsel and $20 to the junior counsel not to be allowed) in high court cases and in county court appeals not exceeding $25.		
(Two counsel fees not to be allowed except in difficult and important cases.)		
156. To attend reference to master, county court clerk, or referee, when counsel necessary.....	5 00	3 00
To be increased in special and important matters requiring the attendance of counsel, in the discretion of the taxing officer in Toronto, (or county court clerk in county court cases, not exceeding)..... ...	—	6 00

	Higher Scale.	Lower Scale & Co. Ct.
157. Fee on drawing, and settling, allegations in præcipe for revivor, in special cases, proper for opinion of counsel..	$2 00	$1 00
To be increased in the discretion of taxing officer, (or county court clerk in county court cases,) to an amount not exceeding	5 00	2 00
158. On settling pleadings, interrogatories, special cases or petitions, and advising on evidence in contested cases, in the discretion of the taxing officer, (or county court clerk in county court cases,) not exceeding.....	5 00	3 00
159. On settling the appeal case and reasons for or against appeal.	5 00	2 00
To be increased in the discretion of the taxing officer at Toronto in special and important matters to a sum not exceeding	20 00	5 00
160. When any fee is subject to be increased, in the discretion of the taxing officer in Toronto, either party to the taxation may, during its progress, require that such item shall be referred by the local taxing officer to the taxing officer in Toronto, whose decision shall be final as to that item, but this shall not prevent an appeal from such taxation.		
161. The necessary letters and attendances incurred in obtaining the decision of the taxing officer in Toronto in any matters which are in his discretion shall be allowed as part of the costs of the cause.		
162 The taxing officer in Toronto may apply to a judge, or the courts on the taxation of any item which is in his discretion, or is referred to him.		
163. No application shall be allowed by either solicitor, or counsel, to a judge, or the court, in reference to any item which is in the discretion of the taxing officers in Toronto, but this is not to prevent an appeal from a taxing officer.		
164. On arbitrations, counsel fees may be allowed and taxed on the same scale and conditions, so far as possible, as those hereinbefore prescribed for counsel fees at trials.		

NOTE 1.—In taxing costs between solicitor and client, the taxing officer or county court clerk, in county court cases, may allow for services rendered not provided for by this tariff, a reasonable compensation as far as practicable analogous to its provisions.

NOTE 2.—On appeals to the Court of Appeal where the fees are not above provided for, the same fees and allowances shall be taxed as are allowed for similar services in the high court or county court, as the case may be. App. O. 28-51.

TARIFF B.

TARIFF OF DISBURSEMENTS.

Referred to in Rule 1224.

The following fees and allowances shall be taken and received by the officers and persons herein mentioned in civil actions in the High Court and Court of Appeal and in the county courts in lieu of all fees payable to those officers and persons under the tariffs heretofore in force in the said courts:—

FEES TO BE PAID IN STAMPS OR OTHERWISE TO OFFICERS OF THE COURTS.

(Inclusive of all Fees expressly imposed by Statute.)

	Higher Scale.	Lower Scale & Co. Ct.
REGISTRAR OF COURT OF APPEAL.		
Setting down for argument (*a*)	$ 4 00	$0 50
On every judgment or order of the court passed and entered (*a*)	2 00	—
Certificate on discharging appeal	90	90
On every order in chambers	50	50
For other services the like charges as are to be taken by the registrar of the high court for similar services.		
MASTER IN ORDINARY, LOCAL MASTERS, AND OFFICIAL AND SPECIAL REFEREES.		
Filing and entering judgment or order in master's book	20	10
Every warrant or appointment	50	10
Administering oath or taking affirmation	20	20
Marking every exhibit	20	10
Drawing depositions (in infancy matters only) reports or orders, per folio, to include time occupied	20	20
Fair copy, per folio (when necessary)	10	10
Copy of papers given out when required, per folio	10	10
Every attendance upon any proceeding or enlargement thereof or selling property	1 50	50

(*a*) Imposed by R. S. O. 1887 c 44, s. 156.

	Higher Scale.	Lower Scale & Co. Ct.
For each additional hour	$1 50	$0 50
Fee on report signed (only one to be allowed in each action or matter on first report)	2 00	—
Every certificate, if not longer than two folios	50	20
For each folio over two	20	—
Filing each paper, or subsequent order	10	10
Taxing costs, per hour	1 00	—
Taxing costs, including attendance	—	80
Making up and forwarding depositions, bills of costs and proceedings in master's office	50	10
Every special attendance out of office within two miles, per hour occupied by reference or sale	2 00	50
Every additional mile above two for travelling expenses	20	10
Every attendance on application to a master in chambers	1 00	50
Every order in chambers	50	20
Searching files in office	—	10
On higher scale same allowance as to deputy registrar.		

FEES TO BE PAYABLE IN STAMPS, Etc.

Clerk of the Process, Clerk of Records and Writs, Registrars, Local Registrars, Deputy Registrars, Deputy-Clerks of the Crown, Accountants and Taxing Officers in the High Court, and the Clerks of the County Courts.

Every writ	50	50
Every concurrent, alias, pluries or renewed writ	50	40
Additional on every writ by statute (*b*)	50	—
Every appearance entered, and filing memorandum thereof	20	15
Every appearance, each defendant after the first	10	10
Filing every affidavit, writ or other proceeding	10	10
Amending every writ or other proceeding	30	25
Upon payment of money into court	30	30
Upon payment of money out of court	30	30
Passing and certifying record (payable in cash to deputy clerks of the crown, local registrars and deputy-registrars not paid by salary)	1 00	50
Entering action for trial or assessment (including high court cases entered for trial at county court) payable in actions in the chancery division to the present deputy-registrars so long as they retain office and are not paid by salary: in other cases payable to the deputy-clerk, local registrar or clerk of assize	2 00	50

(*b*) Imposed by R. S. O. 1887, c. 44, s. 155, and payable in stamps.

	Higher Scale.	Lower Scale & Co. Ct.
(The fee of $2 payable by statute to be payable in cash to deputy-clerks of the crown, local registrars and deputy-registrars not paid by salary. An additional fee of $5 cash to be also paid to the present deputy-registrars so long as they retain office and are not paid by salary).		
On setting down on the paper for argument every demurrer or special case	$0 20	$0 20
Additional fee payable by statute (*b*)	30	—
Setting down a cause for any other purpose	50	20
Subpœna, including filing præcipe	50	20
Additional fee by statute (*b*)	50	—
Every reference, inquiry, examination, or other special matter for every meeting not exceeding one hour	1 00	75
Every reference inquiry, examination, or other special matter for every additional hour or less	1 00	50
Fee on report made on such reference, etc..	1 00	1 00
Attending on opening commission	1 00	50
Every certificate made evidence by law, or required by the practice, including any necessary search	50	50
Additional fee where seal is required (*b*)	50	—
Every certificate for registration	50	20
Additional fee for seal of court or office (*b*)	50	—
Entering certificate of title or conveyance, per folio	10	10
Every ordinary rule or order	30	30
Additional fee by statute (*b*)	20	—
Every special rule or order, not exceeding six folios, per folio	20	20
Additional fee by statute (*b*)	20	—
Every chamber order	50	50
Every interlocutory judgment or judgment by default	50	30
Additional fee by statute (*b*)	60	—
Every final judgment otherwise than judgment by default	50	50
Additional fee by statute (*b*)	60	—
Taxing bill of costs, and giving allocatur or certificate	70	80
Additional fee by statute (*b*)	20	—
Entering order when necessary, per folio	10	10
Taking account on præcipe judgment	1 00	50
Exemplification, or office or other copy of papers or proceedings required to be given out, per folio, besides certificate and seal when required	10	10
Additional fee by statute for seal of court (*b*)	50	—
Examining and authenticating papers when copy prepared by solicitor—every three folios	5	5
Every search, if within one year	10	10

(*b*) Imposed by R. S. O. 1887, c. 44, s. 155, and payable in stamps.

	Higher Scale.	Lower Scale & Co. Ct.
Every search, if over one year and within two years	$0 20	$0 10
Every search, if over two years, or a general search	50	20
Every affidavit, affirmation, etc., taken before them	20	20
Every allowance and justification of bail	30	—
Taking recognizance of bail	30	—
Entering satisfaction on record, and filing satisfaction piece, including any necessary search	50	30
Every commission for the examination of witnesses	1 00	50
Making up and forwarding papers, including bills of costs	50	10
Every commission for taking bail and affidavit (to be on parchment)	2 00	—
Entering exoneretur on bail piece	30	20
Making up records of conviction, or of acquittal, per folio	10	—
Entering and docketing judgment	50	—
For making the entry required in the debt attachment book and in cognovit book	50	50

CLERKS OF THE COUNTY COURTS *(Additional)*.

Every verdict taken, non-suit, jury discharged, record withdrawn, or rule or order of reference at the trial	—	50
Drawing appointments made by the judge	—	25
Attending at every special hearing before the judge under R. S. O. 1887, cap. 53, sec. 1, and at taking examination and evidence, at sittings in reference to the county court judge from the high court, not exceeding one hour	—	50
Every additional hour or less	—	50
Every appointment for taxation of costs or otherwise, made by county court clerk	—	10
Every meeting under R. S. O. 1887, cap. 53, sec. 9, not exceeding two hours	—	2 00
For each additional hour or less (to be taxed by the county court judge)	—	1 00
For every jury sworn	—	1 00
Every enlargement on application to the judge in chambers, including search, if marked by the clerk		15

DEPUTY-REGISTRARS NOT PAID BY SALARY.

(Additional, only so long as the present officers retain office and are not paid by salary).

Marking every exhibit produced on the examination of witnesses	20	—
Swearing each witness	20	—
Attending on inspection of documents produced with affidavits on production, per hour	1 00	—

	Higher Scale.	Lower Scale & Co. Ct.
Special Examiner.		
Every appointment	$0 50	$0 10
Administering oath or taking affirmation	20	20
Marking every exhibit	20	20
Taking depositions per hour	1 50	75
Fair copy for solicitor, per folio (when required)	10	10
Every attendance out of office when within two miles	2 00	50
Every attendance over two miles out of office, extra per mile	20	10
Every certificate	50	25
Making up and forwarding answers, depositions, etc., including filing præcipe	50	25
For every attendance upon an appointment, when solicitor or witnesses do not attend and examiner not previously notified	1 00	50
Referee of Titles.		
Every warrant or appointment	30	—
Administering oath or taking affirmation	20	—
Marking every exhibit	20	—
Drawing depositions, reports or orders, per folio	20	—
One fair copy when necessary, per folio	10	—
Copy of papers given out when required, per folio	10	—
Every attendance upon a reference	1 00	—
For each additional hour	1 00	—
Every certificate	50	—
Filing each paper	10	—
Taxing costs, including attendance	1 00	—
Making up and forwarding answers and depositions	30	—
Every special attendance out of office within two miles	1 00	—
Every additional mile above two	20	—
Reading affidavit, per folio	2	—
Matter added, per folio	20	—
Searching files in office	20	—
Every deed in the chain of title other than satisfied mortgages	50	—
Drawing and engrossing certificate of title, or conveyance in duplicate	4 00	—

Real Representative.

The real representative acting under the Act, respecting the partition and sale of real estate (R. S. O. 1887, cap. 104) shall, in the case of proceedings being instituted in the high court or a county court, be entitled to demand and receive for all services performed by him under the said Act, the same fees as nearly as may be as allowed to local masters or special examiners for similar services. Rule of Q.B. and C.P., 6th June, 1878.

	Higher Scale.	Lower Scale & Co. Ct.
Crier.		
Calling every case, with or without jury	$0 60	$0 50
Swearing each witness, or constable	15	15
Commissioners.		
For taking every affidavit	20	20
For taking every recognizance of bail	50	50
For marking every exhibit	10	10
Allowance to Witnesses.		
To witnesses residing within three miles of the court house, per diem	1 00	1 00
To witnesses residing over three miles from the court house	1 25	1 25
Barristers and solicitors, physicians and surgeons, other than parties to the cause, when called upon to give evidence, in consequence of any professional service rendered by them, or to give professional opinions, per diem	4 00	4 00
Engineers, surveyors and architects, other than parties to the cause, when called upon to give evidence of any professional service rendered by them, or to give evidence depending upon their skill or judgment, per diem	4 00	4 00
If witnesses attend in one case only, they will be entitled to the full allowance. If they attend in more than one case, they will be entitled to a proportionate part in each cause only.		
The travelling expenses of witnesses, over three miles, shall be allowed, according to the sums reasonably and actually paid, but in no case shall exceed twenty cents per mile, one way.		

N.B.—In all applications and proceedings before the county court judges, not relating to suits instituted in any court of civil jurisdiction, there shall be payable to the clerks of the county courts the same fees as in this table, so far as the same are applicable.

TARRIFF C.

FEES OF SHERIFFS AND CORONERS IN CIVIL MATTERS.

(*Referred to in Rule 1232.*)

FEES PAYABLE TO SHERIFFS AND CORONERS.

General Matters.	Higher Scale.	Lower Scale & Co. Ct.
Receiving, filing, entering and indorsing all writs, pleadings, rules notices, or other papers, each	$0 25	$0 10
Return of all process and writs, except subpœnas	50	25
Return of pleadings, rules, notices, or other papers	25	15
Every search, not being by a party to a cause, or his solicitor	30	30
Certificate of result of such search, when required (a search for a writ against lands of a party shall include sales under writ against same party, and for the then last six months)	75	75
Where a certificate respecting executions against lands is required, the sheriff, if so requested, is to include in one certificate any number of names in respect of which the certificate may be required in the same matter or investigation, but shall be entitled to the same fees as if one certificate were given for each name, provided that no greater sum than $4 shall be charged or collected in respect of such certificate. (50 Vic., cap. 7, sec. 5.)		
Every warrant to execute any process *mesne* or final, directed to the sheriff, when given to a bailiff	75	50
Every jury sworn, or cause tried before a judge	1 00	80
Every letter written (including copy) required by party or his solicitor respecting writs or process, when postage prepaid	50	30
Drawing every affidavit when necessary and prepared by sheriff	25	25
Service of Process and Papers.		
Service of non-bailable process, each defendant (no fee for affidavit of service in such cases to be allowed, unless service made or recognized, by sheriff; on lower and county court scales, including affidavit of service)	1 50	1 00

	Higher Scale.	Lower Scale & Co. Ct.
Serving subpœnas, rules, notices, or other papers (besides mileage)	$0 75	$0 50
For each *additional* party served	50	25
Actual and necessary mileage from the court house to the place where service of any process, paper or proceeding is made, per mile	13	13
Arrest and Attachment.		
Arrest, when amount does not exceed $200	2 00	2 00
" " " " $400	4 00	4 00
" " over $400	6 00	—
Bail bond or bond to the limits	2 00	1 00
Assignment of the same	1 00	25
Mileage going to arrest when made, per mile	13	13
conveying party arrested from place of arrest to the gaol, per mile	13	13
Bringing up prisoner on attachment or *habeas corpus*, besides travel at 20 cents per mile	1 50	1 00
Absconding Debtors.		
Seizing estate and effects on attachment against an absconding debtor	3 00	1 50
Valuators, each	1 00	1 00
Removing or retaining property, reasonable and necessary disbursements and allowances to be made by the taxing officer, or in the county court by order of the court or a judge.		
Drawing bond to secure goods taken under an attachment against an absconding debtor, if prepared by sheriff	1 50	1 50
Replevin.		
Precept or warrant to bailiff in replevin	75	40
Drawing notice for service on defendant in replevin	75	40
Delivering goods to the party obtaining the order of replevin	3 00	1 50
For writ of *de retorno habendo*	1 00	50
Drawing replevin bond	2 00	1 00
Assignment	1 00	25
All necessary disbursements for the possession, care and removal of property taken in replevin.		
Juries.		
Notice of appointment for ballot of jury	50	25
Notice of clerk of peace of such appointment	50	25
Fee on balloting special jury	5 00	2 50
Fee on striking special jury	2 50	1 25

	Higher Scale.	Lower Scale & Co. Ct.
Serving each special juror (besides mileage at 13 cents per mile) ..	$0 50	$0 25
Returning panel of special jurors	1 00	50
Keeping and checking pay list of special jurors attendance, in each case.....	1 00	1 00
Sales, Poundage, etc.		
Poundage on executions, and on attachments in the nature of executions, where the sum made shall not exceed $1,000 (in the county court, on the sum made)	6 per ct.	5 per ct.
Where the sum is over $1,000 and under $4,000, upon the excess over $1,000 (in addition to the poundage allowed up to $1,000)..	3 per ct.	—
Where the sum is $4,000 and over, upon the excess over $4,000, (in addition to the poundage allowed up to $4,000	1½ per ct.	—
(Exclusive of mileage, for going to seize and sell, and of all disbursements necessarily incurred in the care and removal of property.)		
Schedule taken on execution, attachment or other process, including copy to defendant, not exceeding five folios	1 00	50
Each folio, above five.....	10	10
Drawing advertisements when required by law to be published in the official *Gazette* or other newspaper, or to be posted up in a court house or other place, and transmitting same in each suit	1 50	75
Every necessary notice of sale of goods (not more than three) in each suit.....	75	40
Every notice of postponement of sale, in each suit	25	20
The sum actually disbursed for advertisements required by law to be inserted in the official *Gazette* or other newspaper.		
Sequestration.		
Upon seizure of estate and effects under writ of sequestration....	4 00	1 00
Schedule of goods taken in execution (including copy for defendant) if not exceeding five folios.....	1 00	50
Each folio above five.....	10	10
Removing or retaining property, reasonable and necessary disbursements and allowances to be made by the taxing officer, or by order of the court or judge.		
(Poundage upon sequestration followed by sale and collection—as on other executions.)		
Writ of Possession.		
Executing writ of possession and serving and executing writ of restitution, besides mileage	6 00	2 00

	Higher Scale.	Lower Scale & Co Ct.
Hab. Fac. Seisin.		
Viewing lands, and instructing surveyors under *hab. fac. seisin*, exclusive of mileage, per day	$5 00	—
Giving possession, exclusive of mileage and assistance	5 00	—
All necessary disbursements to surveyors and others for surveying the lands and giving possession, to be allowed to the sheriff.		
On a View by a Jury.		
For travelling expenses to the sheriff, shewers, and jurymen—Expenses actually paid, if reasonable.		
Fee to the sheriff, when the distance does not exceed five miles from his office	2 00	—
Where such distance exceeds five miles	3 00	—
In case he shall be necessarily absent more than one day—then for each day after the first, a further fee of	3 00	—
Fee to each of shewers—the same as to the sheriff, calculating, etc.		—
Fee to each common juryman, per diem	1 00	—
Fee to each special juryman, per diem	2 00	—
Allowance for refreshment to the sheriff, shewers, and jurymen, common or special, each, per diem	1 00	—
To the sheriff for summoning each juryman, whose residence is not more than five miles distant from the sheriff's office	40	—
And for each whose residence exceeds five miles from sheriff's office	60	—
Rules T. T., 1856, 39.		
Writ of Enquiry, Escheat, etc.		
Presiding or attendance on execution of writ of enquiry, or under any writ of escheat, or other writ of a like nature	5 00	4 00
Summoning each juror in such case	50	50
Bailiff's fee summoning jury, mileage per mile	13	13
Hire of room, if actually paid, not to exceed $2 per day.		
Mileage from the court house to the place where writ executed, per mile	13	13

Coroners.

The same fees shall be taxed and allowed to coroners for services rendered by them in the service, execution and return of process, as allowed to sheriffs for the same services above specified.

TARIFF OF FEES PAYABLE TO THE MASTERS AND LOCAL MASTERS UNDER THE LAND TITLES ACT.

(Approved by Order in Council, dated 20th January, 1888.)

Applications for First Entry of Ownership.

For each document of title examined on application, exclusive of declarations and affidavits. where property is worth $1,000 or over	$0 50
For each document examined, where property is worth less than $1,000	30
For each filing, except deeds, declarations, certificates, or other evidences filed with the application, and except tax receipts or certificates, or sheriffs' certificates as to executions	10
For special proceedings or depositions, per hour	1 50
For administering oath	20
For marking exhibit	20
For preliminary certificate for registration in registry office	1 00
For entry of ownership, five folios or under	1 00
" " each folio above five	20
For land certificate	2 00
" " where more than five folios, additional per folio	20
For final certificate for registration in registry office	1 00
For entering and filing objection	50
For every appointment, order, summons or notice	50
If more than three folios, each additional folio	20
For comparing and authenticating with office stamp copies of notices, every three folios	5
For returning documents of title deposited in support of application, on its withdrawal or rejection	50

Contribution to assurance fund. Fixed by the Act at one quarter of a cent in the dollar of the value of the land.

Upon the first registration under section 141 of the Land Titles Act of lands newly patented in districts, where notices or other proceedings are necessary, local masters are under section 143 to charge in addition to their actual disbursements the fees payable under this tariff *in respect of such notices and proceedings* and no more. Where notices are not required local masters are only to charge their actual disbursements.

FOR REGISTRATION OF INSTRUMENTS.

For transfer, charge or other instrument, (except where otherwise specified), including search on the parcel and search for executions where made at the time of registration	$2 00
Where the instrument affects more parcels than one, for each parcel after the first	50
Of cessation of charge, (whole or partial), including noting same on land certificate	80
Of mechanics' claim of lien or discharge of claim	30
For each person joining after the first	10
Of every caution	1 00
Of discharge or withdrawal of caution	80
Where any instrument is executed under a power of attorney, for each person so executing	20
Of covenants or conditions running with the land, per folio	20
Of power of attorney, five folios and under	1 00
" " each folio above five	20

OTHER MATTERS.

For land certificate, or certificate of ownership of charge, five folios or under	2 00
" " " " for each folio above five	20
For entry of ownership on land certificate, or certificate of charge, where same transferred to new owner	50
For examination of evidence and registering owner on a transmission or insolvency	2 00
For entry of survivors or other persons as owners in case of joint ownership	2 00
For search on any one parcel	20
For search in respect of any piece of land contained in one parcel where person searching cannot state the number of the parcel under which the land is last registered—for each parcel searched but not to exceed in all $1	20
For search in execution book. Each name	20
For examination of proceedings on sale of mortgaged land under power in charge	4 00
For entry of consent of cautioner to registration of another instrument without discharging caution	50
For entry of restrictions, inhibition or foreclosure	2 00
For entry of discharge of any writ or writs of execution. Each name	50
For inspection of any documents retained on land being brought under the Act	1 00
For special case or certificate to court	1 00
Each folio over five	20
Each certificate by the master, (other than a certificate of registration on a duplicate charge, or mortgage, or entry on a land certificate), where not more than three folios	50

For order on application for a duplicate certificate of ownership where original lost or mislaid	$1 00
For copy or extract from any document filed or registered, per folio	10
For hearing special application or objection, per hour	1 50
For entry of determination of lease	1 00
each parcel affected after the first	50
For every plan deposited, including entry of lots in register, if not more than fifty lots	1 00
Additional for each five lots above fifty	10

For proceedings not designated above, but which are similar to those designated, the like fees. Where no similar proceeding is designated, the like fee as would be payable for the proceeding if taken in the high court.

DIVISION COURT TARIFF, 1884.

FORM 132.

Bill of costs upon a claim for say $20.00 up to and including judgment entered by the clerk upon special summons, no notice of defence being given :—

Clerk's fees—

Receiving claim, numbering and entering in procedure book..	$0 15	
Issuing summons with necessary notices and warnings thereon.....	40	
Copy of summons including all notices and warnings thereon.	20	
Receiving and entering bailiff's return to summons.....	15	
Affidavit of service and administering oath to the deponent...	25	
Notice to plaintiff when defendant has failed to give notice of defence, 15c; postage and registration 5c.....	20	
Entering final judgment by the clerk.....	50	
Total clerk's fees.....		$1 85

Bailiff's fees—

Service of summons.....	30	
Return of service and attending clerk's office to make necessary affidavit.....	15	
Total bailiff's fees.....		45
Total costs.....		$2 30

Taxed this day of 18

Clerk.

Bill of costs upon claim for say, $60.00, defended, causes tried, and judgment entered for plaintiff with costs :—

Clerk's fees—

Receiving claim, etc.....	$0 15
Issuing summons, etc.....	50
Copy of summons, etc	20
Receiving and entering bailiff's return, etc.....	15
Affidavit of service, etc.....	25
Entering and noting defence, etc., in procedure book	25

Clerk's fees—*Continued.*		
Subpœna to witness	$0 10	
Three copies	15	
Notice of defence, etc., to plaintiff and mailing same, 15c; postage and registration 5c	20	
Recording and entering judgment rendered at the hearing	50	
Total clerk's fees		$2 50
Bailiff's fees—		
Service of summons, etc	40	
Attending to return, etc	15	
Service of subpœna (three witnesses)	45	
Calling parties and their witnesses	15	
Total bailiff's fees		$1 15
Total costs		$3 65

Taxed this day of 18

Clerk.

N.B.—Mileage and fee to witnesses, if any, to be added.

FORM 133.

SCHEDULE OF CLERKS' FEES.

1. Receiving claim numbering and entering in procedure book	$0 15
(This item to apply to entering in the procedure book a transcript of judgment from another court but not an entry made for the issue of a judgment summons.)	
2. Issuing summons with necessary notices and warnings thereon, or judgment summons (as provided in the forms) in all, where claim does not exceed $20.00	40
Where claim exceeds $20 and does not exceed $60	50
Where claim exceeds $60 and does not exceed $100	60
Where claim exceeds $100	1 00
(N.B.—In replevin and interpleader suits the value of goods to regulate the fee.)	

3. Copy of summons, including all notices and warnings thereon..... $0 20

4. Copy of claim, (including particulars) when not furnished by plaintiff, (to be paid by plaintiff) 20

5. Copy of set-off (including particulars) when not furnished by the defendant (to be paid by the defendant) 20

6. Receiving and entering bailiff's return to any summons, writ or warrant issued under the seal of the court (except summons to witness and return to summons or papers from another division..... 15

7. Entering and noting every defence or notice of admission in procedure book..... 25

(To be paid in the first instance by the defendant or other person entering it, but it may be afterwards taxed against the plaintiff should costs be given against him.)

8 Taking confession of judgment 10

(This does not include affidavit and oath, chargeable under item nine.)

9. Every necessary affidavit, if actually prepared by the clerk, and administering oath to the deponent 25

10. Copies of papers for which no fee is already provided, necessarily required for service or transmission to the judge, each..... 10

11. Every notice of defence or admission entered, or other notice required to be given by the clerk to any party to a cause or proceeding, or to the judge in respect to the same, and mailing 50

12. Entering final judgment by clerk on special summons where claim not disputed. 50

13. Entering every judgment rendered at the hearing, or final order made by the judge..... 50

(This one fee of 50 cents will include the service of recording at the trial and afterwards entering in the procedure book the judgment, decree and order in its entirety, rendered or made at the trial. In a garnishee proceeding before judgment. the fee of 50 cents will be allowed for the judgment in respect to the primary debtor, and a like fee of 50 cents for the adjudication whenever made in respect to the garnishee.)

14. Subpœna to witness..... 15

(The subpœna may include any number of names therein, and only one original subpœna shall be taxed, except the judge otherwise orders.

15. For every copy of subpœna required for service..... 5

16. Summons for each juryman when called by the parties..... 10

(Only 25 cents in all is to be allowed for returning a judge's jury.)

17. Every order of reference or order for adjournment made at hearing and every order requiring the signature of the judge and entering the same..... 25

(Any warning necessary with order *e.g.* the warning in Form 42, forms part of the order.)

18. Transcript of judgment, under sections 161 or 165 (now sections 217 or 223) $0 25

19. Every writ of execution, warrant of attachment or warrant for arrest of delinquent, and delivering same to bailiff 50

20. Renewal of every writ of execution when ordered by the judgment creditor 15

21. Every bond when necessary and prepared by the clerk (including affidavit of justification) 50

22. For necessary entries in the debt attachment book in each case (in all) 20

23. Transmitting transcript of judgment or transmitting papers for service to another division, or to judge on application to him, including necessary entries, but not postage 25

24. Receiving papers from another division for service, entering the same, handing to the bailiff, receiving and entering his return, and transmitting the same (if return made promptly, but not otherwise) 30

(This fee does not include a charge for receiving transcript of judgment, for which a fee of 15 cents is taxable under item one.)

25. Search by person not party to the suit or proceeding, to be paid by the applicant, 10 cents; search by party to the suit or proceeding where service is over one year old 10

(No fee is chargeable for search to a party to the suit or proceeding if the same is not over one year old.)

26. Taxing costs in defending suits 25

FORM 134.

SCHEDULE OF BAILIFF'S FEES.

1. Service of summons, writ or warrant, issued under the seal of the court, or judge's summons on each person (except summons to witness and summons to juryman—

Where claim does not exceed $20	$0 30
exceeds $20 and does not exceed $60	40
exceeds $60 and does not exceed $100	50
exceeds $100	75

(In interpleader suits the value of the goods to regulate the fee.)

2. For every return as to service of summons, attending at the clerk's office and making the necessary affidavit (as provided by rule 90) 15

3. Service of summons on witness or juryman, or service of notice 15

4. Taking confession of judgment and attending to prove 10

5. For calling parties and their witnesses at the sittings of the court in every defended case, as provided by rule 91, amended by rule 168.. $0 15

6. Enforcing every writ of execution or summons in replevin or warrant of attachment, or warrant against the body, each—

Where claim does not exceed $20 50
exceeds $20 and does not exceed $60 75
exceeds $60..... 1 00

(Executing summons in replevin includes service on defendant. The value of the goods to regulate the amount of the fee.)

7. Every mile necessarily travelled to serve summons or process or other necessary papers, or in going to seize on attachment, or in going to seize on a writ of execution, where money made or case settled after levy 12

(In no case is mileage to be allowed for a greater distance than from the clerk's office to the place of service or seizure.)

8. Mileage to arrest delinquent under a warrant to be at 12 cents per mile, but for carrying delinquent to prison, including all expenses and assistance, per mile 20

9. Every schedule of property seized, attached or replevied, including affidavit of appraisal, when necessary—

Not exceeding $20..... 30
Exceeding $20 and not exceeding $60..... 50
Exceeding $60 75

10. Every bond when necessary when prepared by the bailiff (including affidavit of justification)..... 50

11. Every notice of sale not exceeding three, under execution or under attachment, each 15

12. There shall be allowed to the bailiff for removing or retaining property seized under execution or attached, reasonable and necessary disbursements and allowances to be first settled by the clerk, subject to appeal to the judge.

13. There shall be allowed to the bailiff five per cent upon the amount realized from the sale of property under any execution, but such per centage not to apply to any overplus thereon.

(But if execution be satisfied in whole or in part after seizure and before sale, the bailiff to be entitled to charge and receive three per cent. on the amount realized.

AS TO APPEALS TO THE COURT OF APPEAL.

R. S. O. cap. 51, sec. 153.

The costs taxable, as between party and party, upon or connected with any appeal shall be the actual disbursements, and no greater amount over and above actual disbursements than $15, inclusive of counsel fee; the costs of such appeal, as between solicitor and client, shall be taxable on the county court scale: section 156 of the Judicature Act shall not apply to appeals made under this Act.

Section 156 of the Judicature Act provides that the following fees shall be paid in cases brought to the court of appeal from the high court in addition to fees otherwise authorized—

On every appeal entered	$4 00
On every judgment, decree or order of the court passed and entered	2 00

As to cases under the increased jurisdiction, R. S. O. cap. 51, sec. 208. Where in a contested case for more than $100, a counsel, solicitor or agent has been employed by the successful party in the conduct of the cause or defence, the judge may, in his discretion, direct a fee of $5, to be increased according to the difficulty and importance of the case, to a sum not exceeding $10, to be taxed to the successful party, and the same when so allowed shall be taxed by the clerk and added to the other costs.

SURROGATE COURT.

I.

REGISTRARS' FEES—NON-CONTENTIOUS BUSINESS.

The following shall be the tariff of fees to be taken by registrars of the Surrogate Court for duties and services in respect of non-contentious business in the said court:

1. Receiving and entering application	$0 50
2. Forwarding notice of application to surrogate clerk	25
3. Receiving and entering certificate	25
4. Preparing every the necessary affidavits, including attendance	1 00
5. Every bond	1 00
6. Preparing instrument of renunciation with affidavit of execution	1 00
7. On every grant or letters of administration where the personal property devolving is under $1,200	1 00
From $1,200 to $4,000	1 75
From $4,000 to $8,000	2 50
From $8,000 to $25,000	5 00
Above $25,000	8 00
8. Submitting papers with registrar's report thereon to judge to lead grant.	50
9. Recording will, or letters of administration or of guardianship, per folio	10
10. For probate or administration or letters of guardianship issued under seal of the court, each instrument	75
11. Ditto—If grant is special	1 00
12. Transcript of will, per folio	10
13. Notice of grant to surrogate clerk	25
14. Certified copy of will in addition, per folio	10
15. Drawing special orders or other instruments directed by judge, per folio	10
16. Taking every affidavit or administering oath to a witness	20
17. Attending and entering every order or minute	50
18. Every summons or order, and every citation or other process under seal, if prepared by registrar, per folio, including fee for sealing	20
19. For search by a party in the registrar's books or files	20
20. For looking up original will or instrument and inspection, or for general search into proceedings	30
21. Every necessary certificate granted by registrar	50
22. Exemplification under seal	1 00
If exceeding five folios, per folio on the excess	10
23. For depositing every will of a living person for safe custody, including a deposit receipt	50

24. Issuing every subpœna	$0 50
25. Writing every necessary letter	25
26. Filing every necessary paper	10
27. For taxing costs and granting certificate	50
28. Postages and stamps and all other necessary disbursements to be added in all cases.	
(No fee allowed for filing papers in non-contentious business before probate or letters granted).	
29. Recording guardianship bond under R. S. O. c. 132	25

On proof of will in solemn form and in proceedings for revoking probate or letters of administration or for the removal of a guardian—

1. If the proceedings are disputed or contentious the same fees may be charged by the registrar as in contentious proceedings.
2. If the proceedings are undisputed the same charges may be made by him as in non-contentious proceedings.

II.

REGISTRARS' FEES—CONTENTIOUS BUSINESS.

1. Receiving, entering, and filing caveat, and transmitting notice thereof to surrogate clerk	$0 75
2. Warning to caveat, and entering same	30
3. Receiving, entering, and filing bond on appeal	25
4. Searching for, making up and transmitting papers on cause being removed to High Court of Justice	50
5. Every certificate for which no other fee is payable	50
6. On every citation	50
7. Search in registrar's books or files	20
8. Looking up original will or instrument, and inspection, or for general search into proceedings	30
9. Filing every necessary paper, except when filed as an exhibit at trial, examination, etc	10
10. Filing and entering every paper required to be entered	10
11. Entering every record or issue deposited for trial	50
12. Subpœna, *ad testificandum*	40
13. Subpœna, *duces tecum*	50
14. Administering oath or taking an affidavit	20
15. Entering decree, or order in pursuance of judgment, if under five folios	50
16. If over five folios, per folio	10
17. Entering every order or decree requiring to be entered in the court book, not otherwise specified, per folio	10
18. Summons to attend in chambers	25
19. Issuing every writ under seal of the court, except subpœna	50

20. For every office copy or extract of a minute, order, decree, or other document filed or deposited in the office of the registrar, per folio (including search)	$0 10
21. For the seal in addition to the fee, for the copy, and collating if required	25
22. Every necessary letter	25
23. Taxing every bill of costs, and granting certificate	80

DISBURSEMENTS.

24. All outlays for postages and stamps as disbursed to be added in all cases.

WITNESSES.

25. In all cases witnesses fees and conduct money or mileage are to be allowed the same as are taxable in the county court.

26. After contentious proceedings are closed and a decree for probate granted, or letters of administration have been decreed to either party, the registrar in addition to the foregoing fees, shall be entitled to receive the following fees on such grant, besides the appropriate fees set forth in items Nos. 1, 2, 3 and 4 of the tariff for non-contentious business, and the following, viz.:

Where the property devolving is under $1,200	1 00
From $1,200 to $4,000	1 75
From $4,000 to $8,000	2 50
From $8,000 to $25,000	5 00
Above $25,000	8 00

On proof of will in solemn form and in proceedings for revoking probate or letters of administration or for the removal of a guardian—

1. If the proceedings are disputed or contentious, the same fees may be charged by the registrar as in contentious proceedings.
2. If the proceedings are undisputed the same fees may be charged by him as in non-contentious proceedings.

III.

FEES AND COSTS TO SOLICITORS AND COUNSEL—NON-CONTENTIOUS CASES.

The following shall be the tariff of fees and costs to be allowed in respect of proceedings in the Surrogate Courts in non-contentious cases, to solicitors and counsel, practising therein, viz.:

1. Drawing all necessary papers and proofs, to lead grant and obtaining order for probate, or letters of administration in ordinary cases and taking out same

When the value of the property devolving exceeds $200 and does not exceed $1,000	$5 00
When the value of the property devolving exceeds $1,000 and does not exceed $5,000	6 00
When it exceeds $5,000 and does not exceed $10,000	10 00
When it exceeds $10,000 and does not exceed $15,000	20 00
When it amounts to $15,000 and upwards	30 00
2. In cases of temporary administration, or administration granted pending any suit touching the validity of a will, or for obtaining, recalling or revoking any probate or grant of administration	10 00

3. For obtaining letters of guardianship a fee of ten dollars ($10.00) in addition to all necessary disbursements may be allowed, which may be increased, in the discretion of the judge, in contentious cases, to a sum not exceeding twenty dollars ($20.00).

AUDIT AND PASSING ACCOUNTS OF EXECUTOR OR ADMINISTRATOR.

Where the inventory and accounts are brought in voluntarily, and the next of kin or legatees, or devisees or creditors, do not appear, or appearing, there are no contentious proceedings, or dispute about accounts.

4. Taking instructions	$2 00
5. Preparing and bringing in accounts if less than ten folios	3 00
6. If exceeding ten folios per folio, above ten	20
7. Each necessary copy, per folio	10
8. Affidavit verifying same	1 00
9. Attending to get sworn to	50
10. Attending to file same and petition	25
11. Petition under sec. 41, R. S. O., cap. 107, and taking out appointment from judge for consideration of petition	2 00
12. Serving copy of same on each person interested in the estate as directed by the judge, besides mileage	25
13. Affidavit of service, including attendance and paid commissioner	50
14. Attending the audit, and exhibiting accounts and vouchers, and numbering same	2 00
15. If engaged more than two hours, for each subsequent hour necessarily engaged	1 00
16. Drawing up order for allowance to executor or administrator, and order for the passing of the accounts and engrossing, including copies	1 00
17. Bill of costs, and attending taxation	50

Where the accounts are brought in by citation, and the proceedings are compulsory, or contentious, or where there are disputed accounts.

18. For citation and serving same, and subsequent proceedings taken thereupon by the solicitor and counsel, where counsel properly attend, the same fee may be charged and allowed in taxation in all respects as in case of contentious proceedings.

19. To the solicitor of the executor, or administrator cited and to his counsel, where counsel properly attend, the same fees may be charged and allowed in taxation, as in the case of contentious proceedings.

20. For preparing accounts and bringing in the same and all subsequent proceedings up to passing account and order granting allowance to executor, or administrator (when taken or made) the same fee may be charged and allowed in taxation, as the foregoing items 4 to 17 inclusive, respectively when applicable.

21. For taking out subpœna, and making copies, and getting the same served (when necessary) the same fees may be charged and allowed in taxation as for similar services rendered in contentious proceedings.

For proof of will in solemn form and attending the same on behalf of those interested, or cited to appear; in proceedings for revoking probate, or letters of administration, or for the removal of a guardian; and for intervening in behalf of an heir-at-law or other interested party.

22. If the proceedings are disputed, the same or similar fees and costs may be charged and allowed on taxation as in other contentious cases, according to their special, important, or difficult nature.

23. If the proceedings are disputed, the fees and costs may be charged and allowed on taxation as in ordinary cases under this tariff, for contentious proceedings.

24. All allowances to witnesses, the same fees and conduct money or disbursements, as are taxable in the county courts.

OTHER DISBURSEMENTS.

Amount paid the sheriff for services and mileage. All postages, fees, and stamps necessarily disbursed.

IV.

FEES AND COSTS TO SOLICITORS AND COUNSEL IN CONTENTIOUS BUSINESS.

The following shall be the tariff of fees and costs to be allowed in respect of proceedings in the Surrogate Courts in contentious cases to solicitors and counsel practising therein, viz.:

INSTRUCTIONS.

1. For caveat, or warning of caveat, for revoking probate or letters of administration, or for the removal of a guardian	$2 00
2. For new letters of guardianship	1 00
3. For proof of will in solemn form	1 00
4. For declaration or other pleading	1 00
5. For citation	1 00

6. For interrogatories	$1 00
7. For special affidavits	75
8. For inventories, or bringing in accounts	1 00
9. To defend suit, or to appear on behalf of any interested party	2 00
10. For brief, or case for hearing	1 00

DRAWING INSTRUMENTS, INTERROGATORIES, ETC.

11. Preparing caveat, or warning to caveat and attending and entering either	1 00
12. Interrogatories, per folio	20
13. Renunciation of probate; attending and filing	50
14. Any instrument or necessary paper, for which a fee is not otherwise allowed, per folio	20
15. Preparing every citation, including præcipe and attendance, if drafted by solicitor	1 00
16. Preparing and entering appearance to citation, or to the warning of caveat	50
17. Other common appearance, and filing when necessary	25
18. Drawing and engrossing declaration, or other pleading ten folios or under	2 00
19. If exceeding ten folios, for every additional folio	20

ATTENDANCES.

20. Every special attendance in the course of a cause	1 00
(To be increased in the discretion of the judge, not to exceed)	3 00
21. Common and necessary attendances when not included in some other provision or fee	25

NOTICES.

22. All necessary notices, if five folios or under inclusive of copy	50
23. If necessarily exceeding five folios, for every additional folio	10

SUMMONSES AND ORDERS.

24. Drawing summons or order signed by the judge	50
25. If over five folios, per folio, over five	10
26. Drawing decree for probate, or grant of letters of administration, or of guardianship, or for recalling or revoking probate, or grant of letters, or for removal of a guardian, if prepared by the solicitor, per folio	20

DRAWING AFFIDAVITS.

27.	Of service or other common affidavit including attendance, and paid commissioner	$1 00
28.	Necessary special affidavits not exceeding five folios	1 00
29.	If necessarily above five folios, per folio	20
30.	For copy of caveat, warning, citation, declaration or other pleading, or necessary paper or document, when not otherwise provided for, per folio	10
31.	Fee on every subpœna *ad testificandum*	50
32.	On every subpœna, *duces tecum*	1 00
33.	For every copy of subpœna	10
34.	Drawing issue, if ten folios or under	1 00
35.	If exceeding ten folios, per folio	10
36.	For perusing testamentary papers and other documents, including attendance when necessary, in the opinion of the registrar, per folio 3 cts., (not to exceed $1.00)	3
37.	Fee on every order or judgment signed by the judge	50

COUNSEL FEES.

38.	On motion of course, or motion for order *nisi*, or motion to make absolute, in matters not special	1 00
39.	On special motion for order *nisi*, and on special application to the court, (only one counsel fee to be taxed)	3 00
	To be increased in the discretion of the judge to a sum not to exceed	6 00
40.	On argument in supporting or opposing application to the court order *nisi*, or argument of demurrer, or special case	5 00
	To be increased in the discretion of the judge to a sum not exceeding	10 00
41.	Fee with brief at trial	10 00
	To be increased by the judge at his discretion in cases of a special and important nature, and on notice to the opposite party, to a sum not exceeding $25, (no charge to be made by either party in connection with such application).	
42.	Fee to counsel (when counsel attend) on argument or on examination in chambers, where, in the opinion of the judge, the attendance of counsel is required	2 00
	But this may be increased to a sum (in the discretion of the judge) not exceeding	5 00
43.	On settling pleadings, interrogatories, special case or petition, or advising on evidence, in the discretion of the judge, not exceeding	3 00

JUDGMENTS OR DECREES.

44.	Drawing minute of judgment, or decree per folio, when prepared by solicitor under direction of the judge	20
45.	For every hour's attendance before judge on settling minutes	1 00

LETTERS.

46. Common letters necessary in the course of the cause, including agency letters..... 25

MISCELLANEOUS.

47. Drawing bill of costs for taxation including engrossing and copy for registrar, per folio..... 20

At the close of contentious proceedings, and on decree for probate or grant, the fees to the solicitor for taking out probate, or letters of administration, or of guardianship, will be the same as is provided for by the tariff for non-contentious business.

WITNESSES.

48. To be allowed the same fees and conduct money or travelling expenses as are taxable in the county courts.

OTHER DISBURSEMENTS.

49. The fees paid to registrar and sheriff, or other officer of the court, together with court fees, stamps and postage to be added to the solicitor's bill in all cases.

50. In cases in which the person to be cited or served cannot be served in Ontario, or in which he shall avoid service, or the service shall necessarily be effected beyond the jurisdiction, or by publication, such a sum is to be allowed for service as the judge may consider reasonable under the circumstances, together with disbursements for publication of citation, etc., when necessary.

[*Note.*—These tariffs are provided in lieu of, and not in addition to, any previously existing tariff applicable to and heretofore allowed to solicitors and counsel, in respect of proceedings in the said surrogate courts for contentious and non-contentious business.]

FEES PAYABLE TO THE CROWN IN STAMPS.

R. S. O. cap. 50, secs. 70 & 71.

REGISTRARS.

On every application for probate, or administration, or for guardianship, including notice thereof to surrogate clerk, but not postage.....	$0 50
On certificate of surrogate clerk upon such application, including transmission to registrar, but not postage.....	50
On every instrument or process with seal of court.....	50
Entry and notification of caveat, not including postage.....	50

On every grant of probate or administration, as follows, viz.:	
Where the property devolving is under $1,000	$0 50
For every additional $1,000	50
On every final judgment in contentious or disputed cases	1 00
On deposit of wills for safe custody, each	50

SURROGATE CLERK.

On every search for grant of probate, administration, guardianship, or other matter in clerk's office, (other than searches on application of registrars)	50
On every certificate of search or extract	1 00
If exceeding three folios, per folio	10
On every other certificate issued by the surrogate clerk	50
On every order made on application to a judge in the high court and transmission of same, exclusive of postage	80
On entry of every appeal	1 00
On every judgment on appeal and transmission, exclusive of postage	3 00
On entry of caveat	50
On every judgment or order on appeal	2 50

FEES ALLOWED TO JUDGE.

On every grant of probate or administration—	
Where property devolving is under $1,200	2 00
" " " from $1,200 to $3,000	3 00
" " " from $3,000 to $4,000	4 00
And so for every additional $1,000 the additional sum of	1 00
On every appointment of a guardian	2 00
On every order	50
On every special attendance or attendance for purpose of audit	1 00
For every day's sitting in contentious or disputed cases	2 00

Together with 20 cents per folio on evidence if taken before the judge.

CLERK OF THE PEACE.

The following shall be the tariff of fees and costs to be allowed, in respect of proceedings in the Court of General Sessions of the peace to the clerk of the peace.:—

1.	Drawing precepts to summon the grand and petit juries; attending justices to sign the same; and transmitting to the sheriff	$6 00
2.	Attending each general session for the first day	6 00
3.	For each additional day, not including time occupied by county court..	4 00
4.	Making up records of each general sessions (when completed), including quarterly record of returns of convictions required by sec. 6, R. S. O. ch. 76.....	15 00
5.	Notice of every appointment of a constable (under R. S. O. cap. 82) or other officer appointed by the justices in sessions, or by the chairman.....	25
6.	Drawing every special order of the court of general sessions necessary to be communicated to any party, and entering it on record.....	1 00
7.	Notice of any order made by the general sessions, and letter transmitting same, when required to be notified, to any person or party....	50
8.	Copying orders of the court, and causing the same to be published where it is requisite; for each order, exclusive of the expense of publication, per folio.....	10
9.	For issuing subpœna.....	75
10.	For every subpœna ticket, or copy of a subpœna (when necessary and when not made out or charged for by the county crown attorney)..	25
11.	For issuing bench warrant.....	1 00
12.	For drawing out and taking every recognizance of the peace, or for good behavior if the person to be bound is in indigent circumstances..	1 00
13.	For drawing out and taking every recognizance to appear, whether of a prosecutor, prisoner, or defendant, witness or other person.....	50
14.	For calling parties on their recognizance and recording their non-appearance, for each person called.....	25
15.	For discharging a recognizance.....	50
16.	Drawing order of the sessions or chairman to estreat and put in process (on the whole list).....	1 00
17.	Entering any order of the sessions, or of the chairman who presided at the sessions, to remit any estreat, and recording an entry of the same.....	50
18.	Preparing list each session; specifying names of persons making default under R. S. O. ch. 88, sec. 7.....	50
19.	Entering and extracting upon a roll, in duplicate, the fines, issues, amerciaments, and forfeited recognizances recorded in each session, making oath to the same, and transmitting to the sheriff	2 00

20. Making out and delivering to the sheriff the writ of *fieri facias* and *capias* thereon	$0 75
21. Making out and certifying copy of roll and return of the sheriff, and transmitting it to the provincial treasurer	1 00
22. Copies of depositions or examinations furnished to prisoners accused of felony, or their counsel, per folio of 100 words (when required by the accused, or his counsel, and ordered by the court. This fee not to be charged when copies are furnished by the county attorney).	10
23. Receiving and filing each indictment, when bill returned by the grand jury	50
24. Receiving and filing each presentment of the grand jury	50
25. For copy of presentment of the grand jury, forwarded by order of the court of general sessions to the government, or to the inspector of prisons, or to county council, per folio	10
26. Arraigning each prisoner, or defendant indicted	75
27. Recording plea, or receiving and filing demurrer	50
28. Empanelling and swearing the grand jury	1 00
29. Empanelling and swearing the petit jury in every case	75
30. Swearing each witness to go before, or sworn before, the grand jury	20
31. Charging the jury with prisoner or defendant upon each indictment	1 00
32. For filing each exhibit, list, return, or other paper connected with the proceedings in the court of general sessions where no charge therefor is specially provided	10
33. Swearing each witness upon any trial or proceeding before the court	20
34. Receiving and recording verdict of petit jury	50
35. Recording each judgment or sentence of the court upon a verdict or confession	1 00
36. Making out and delivering to the sheriff a calendar of the sentences at each court	1 50
37. Making out a certified copy or abstract of sentences sent with the prisoners to the penitentiary, central prison, or reformatory after each session	1 0
38. Making up record of conviction or acquittal in any case where it may be necessary	1 00
39. Discharge of prisoner by proclamation, each	50
40. Every allowance of *certiorari* to be paid by the party applying, except when he is in indigent circumstances	1 00
41. Furnishing to sheriff and each of the coroners revised lists of constables, when a revision has been made, and when ordered to be done by the justices in general or adjourned sessions, for each list	1 00
42. Reading statute or public proclamation, when required to be done by law	25
43. Making every copy or extract of a record, or paper, or document of any kind required to be made by law, or by the order of the justices in sessions, or by the order of the government, in any of its departments, or for the information and use of the government, when required, and when no charge is fixed by law, per folio	10

44. Causing public notice to be proclaimed in open court of general quarter sessions, of an intention to alter or rescind previous orders respecting the number and extent of any one or more of the division courts limits, under sub-section 3 of section 17 of the Division Courts Act	$0 50
45. Drawing out such orders of sessions, for altering the limits of division courts, per folio	20
46. Making out and transmitting copies of such orders to the government, per folio	10
47. Making out and transmitting copies of such orders to each clerk of a division court affected by such alterations, per folio	10
48. Making up book of orders of sessions, declaring the limits of division courts (R. S. O. cap. 47, sec. 18)	1 50
49. Making out and transmitting copies (with letter) to the clerk of each division court	1 00
50. Making out and transmitting a copy thereof to the government	1 00
51. For every necessary certificate, per folio	20
52. Making out and transmitting to the provincial treasurer, a return or schedule of all convictions which have taken place before the court each list, including letter	1 00
53. Causing notice to be published of any special or adjourned sessions, when directed by the chairman, or other two justices, so to do, besides amount paid for publication	1 00
54. Sending notice of any such session to the justices individually, when it is directed by the chairman, or other two justices, for each notice	20
55. Attending each adjourned or special sessions, and making up record of same when completed	5 00
56. Making out warrant of distress or commitment, in any case where no fee is specially assigned therefor by any statute, or by this tariff	1 00
57. Swearing constable in open court	20
58. Receiving, filing and recording each oath of qualification of a justice of the peace	25
59. Every letter written by the direction of the justices in sessions to the government, or justices, or coroners, or constables, or others upon matters connected with the business of the court or the administion of justice	25
60. All necessary outlays for postages and publishing to be added in all cases.	
[The above tariff of fees and costs shall also be applicable in all proceedings where costs are chargeable or ordered to be paid by private parties, together with the following additional items:]	
61. Certifying the result of each appeal heard and determined by the court to the convicting justice, or to any party requesting the same under any statute	50
62. For every single search	20
63. For every general search	50

64. Receiving and filing notices of appeal, and the appeal from any judgment or conviction by one or more justices where an appeal is given by law to the court of general sessions of the peace $0 50

65. When the appeal called on reading the conviction, notice of appeal and recognizance 50

66. For all other services upon the trial of such appeal case, when tried by a jury, the same charges as hereinbefore specified in other trials.

67. Issuing process to enforce the order of the court in appeal case when required by law 1 00

NOTE 1ST.—When the offices of the clerk of the peace and county crown attorney shall be held by the same individual, and there is a similar or the same fee provided for the same service to each officer, only one fee is to be charged or allowed to the same individual.

NOTE 2ND.—The foregoing tariff shall only apply to proceedings in the courts of general sessions of the peace, and shall not supersede any existing tariff of fees for services rendered by the clerk of the peace out of sessions.

68. For each copy of schedule of the times and places of holding the division courts with the order of sessions and forwarding the same to each division court clerk 50

COUNTY ATTORNEY AT GENERAL SESSIONS.

In all cases of felony tried at the courts of general sessions of the peace, and in all cases of misdemeanour tried thereat, in which no costs have been ordered to be paid, or, if ordered to be paid, cannot be made of the defendant, the county crown attorney shall be entitled to receive for the services rendered by him in each such case, the following fees to be paid upon the certificate of the chairman, and to be taken in lieu of, and not in addition to, the fees which have been heretofore payable for services rendered in such cases, viz:—

1. For receiving and examining all informations, depositions, documents and papers connected with a criminal charge.....	$2 00
2. For preparing draft and engrossed copy of every indictment, or charge..	2 00
3. For all business (except items 1 and 2 *ante*, and the following) in conducting the prosecution to judgment, as well before as after trial	10 00
4. For every copy of subpœna.....	20
5. For every other service not specified above, and for reports on cases of unusual and important character, a *quantum meruit* to be determined by the attorney-general, on a consideration of the particular circumstances.	

Note 1.—Where a number of charges are pending against the same person, and a conviction has been obtained on one or more indictments, fees and costs on the further proceedings upon the other charges are not to be made or allowed on taxation, unless in cases where the chairman would, in the event of additional convictions, impose a heavier sentence, or unless there are special circumstances which, in the opinion of the chairman, render it expedient that the other cases, or some of them, should be proceeded with and tried.

Note 2.—In cases of indictment for the obstruction, or the non-repair of a highway or bridge, or of indictment for nuisance (where there is a *bona fide* dispute as to boundary, or title, or claim of right, and where no present public inconvenience is being suffered from what is complained of), the county crown attorney shall not be entitled to charge costs to the public, without the special sanction of the attorney-general, but will collect his fees and costs from the parties only.

Note 3.—When the offices of the county crown attorney and clerk of the peace are held by the same individual, and a similar or the same fee is provided for the same service to each officer, only one fee is to be charged or allowed.

In every case of misdemeanour tried at the court of general sessions, in which costs are or may be ordered to be paid by a defendant, the county crown attorney shall be entitled to fees as attorney and counsel for services rendered in such case, to be taxed by the court according to the scale of allowance in the county courts, as nearly as the nature of such services will allow; such fees, in case of conviction, to form part of the costs payable by a defendant.

SOLICITORS AND COUNSEL.

The following shall be the tariff of fees and costs to be allowed in respect of proceedings in the courts of General Sessions of the Peace to solicitors and counsel practising therein, framed and approved under the Act of the Legislature of Ontario, 48 Vic., cap. 13, sec. 25.

1. Taking instructions	$1 00
2. Attending to bespeak, and for copy of depositions	25
3. Attending to bespeak, and for copy of conviction, or minute of judgment	25
4. Notice of appeal and copy	1 00
5. Preparing recognizance, including all attendances and affidavits in connection therewith	1 00
6. If the appellant deposit in lieu of security amount required by statute, all attendances, etc	1 00
7. Attending to set down appeal	25
8. Respondent's solicitor attending to see if appeal entered for trial	25
9. Respondent's solicitor examining recognizance and papers filed	50
10. Every other ordinary and necessary attendance	25
11. Every necessary notice, including copy	50
12. Counsel fee on hearing	10 00
13. Attending to hear judgment, when reserved	50
14. Affidavit of disbursements, including copy and service	1 00
15. All allowances to witnesses, the same fees and charges as allowed in county court.	
16. Copies of subpœna, each	20
17. Necessary disbursements paid to proper officers, and postages and mileage, the same as the county courts.	

NOTE.—But no larger sum than $15.00, including counsel fee over and above necessary disbursements shall be allowed as costs in respect of an appeal from a summary conviction or order against any unsuccessful appellant or respondent.

MARITIME COURT.

SCHEDULE B.

Referred to in Rule 268.

COUNSEL.

On argument in chambers in cases proper for the attendance of counsel (to be increased in the discretion of the judge or surrogate judge not beyond $10.00 to be marked at the time)	$2 00
Fee on settling pleadings, replications (when special) and advising whether cause should be heard on petition and answer, or set down for examination and hearing and advising on evidence (to be increased in the discretion of the judge or surrogate judge to not exceeding $10)	2 00
On special appplications to the court, only to be increased in the discretion of the judge or surrogate judge	5 00
Arguing demurrer, or other special argument, or at the hearing of the cause, only to be increased in the discretion of the judge or surrogate judge	10 00
Fee to be allowed on settling special affidavits used in court (to be increased at the discretion of the registrar or deputy-registrar to a sum not exceeding $5)	2 00
On special and important points and matters requiring the attendance of counsel, the judge or surrogate judge, registrar, deputy-registrar, or special examiner may, in lieu of the fees for attendance, allow a counsel fee when counsel attend the same to be noted at the time.	
Fee on consultation when necessary	5 00

PROCTORS.

Instructions.

Instructions for suit or to defend	3 00
For such important step or proceeding in the suit as the registrar or deputy-registrar is satisfied warrants such a charge	2 00
For special affidavits when allowed by the registrar or deputy-registrar	1 00
Instructions for brief	1 00

PLEADINGS.

Drafting petition not exceeding twenty folios, including copy to keep.....	$4 00
For every additional folio above twenty to be allowed in the discretion of the registrar or deputy registrar	20
Drafting answer or other pleading or proceeding, per folio.....	20
Fee to plaintiff's proctor perusing answer	1 00

AFFIDAVITS.

Drafting affidavits, per folio	20
Affidavit of service, including attendance to swear copy and oath	1 00
Perusing copies of affidavits filed or served by the opposite party, per folio.	5

COPIES.

Engrossed copies to file. Copies to serve, per folio	10
Copies of order or other documents, required to be served, per folio	10

BRIEFS.

Brief per folio, including briefing and fair copy of pleadings, depositions, affidavits and necessary documents subject to be reduced by the registrar or deputy-registrar, if the same contain superfluous matter or be of unnecessary length, or if the dates thereof be omitted.....	10
Observations or other original matter in brief, per folio.....	20

ORDERS.

Drawing special minutes, per folio, prepared by the proctor.....	20
Appointment to settle or pass decree or order, copy and service	80

[When served on more than one party, the extra copies and service are to be allowed.]

For every hour's attendance before the registrar or deputy-registrar by his appointment, on settling minutes or passing decree or order, if noted by the registrar or deputy-registrar or otherwise proved	1 00

The fee on settling minutes or passing decree or order, may be increased in the discretion of the registrar or deputy-registrar in special cases to a sum not exceeding $5.00 where the proctor attends personally on such settling or passing.

When the minutes are settled or decrees or orders passed between the proctors, the registrar or deputy-registrar shall have the same discretion as to the amount to be allowed.

Fee on all decrees and orders to the party obtaining the same.....	1 00

Process.

Præcipe for any process including attendance with	$0 70
Fee on all writs to the party obtaining the same	1 00

If it should become necessary for a proctor to perform services for which no fee or costs are herein specified, such fees or costs shall be allowed to him therefor as would be allowed for similar services in a suit or matter in the court of chancery at Toronto.

Attendances.

Attendance on a motion in chambers	1 00
Attendance on registrar's or deputy-registrar's warrant or appointment or before a special examiner or referee, on examination of witnesses, per hour	1 00
To be increased in the discretion of the registrar or deputy-registrar to	2 00

[On special and important points and matters requiring the attendance of counsel, the judge or surrogate judge, registrar or deputy-registrar or special examiner, may, in lieu of the fees for attendance, allow a counsel fee when counsel attend the same to be noted at the time.]

Attending consultations of counsel per hour, where the registrar or deputy-registrar is satisfied such attendance is beneficial to the client	2 00
Attendance on taxation, per hour	1 00
Every necessary attendance	50
Attending to make each copy of the petition not exceeding five, an office copy	50

Letters.

Letter to each defendant before suit when sent	50
Common letters in suit, each	50
Common letter between proctor and client	50
With power to the registrar or deputy-registrar in both cases to increase the fee for special letters to an amount not exceeding	2 00

No letter is to be allowed unless the registrar or deputy-registrar is satisfied of its necessity.

Necessary agency letters in the course of a cause or matter to be allowed on taxation between party and party as necessary attendances.

Postages.

The amount actually disbursed.

Miscellaneous.

Drawing bill of costs including copy to keep, per folio	20
Copy to serve, per folio	10
Statement of issues in registrar's or deputy-registrar's office when required by him	2 00

And for each folio over five, per folio	$0 20
Fee thereon in the discretion of the registrar or deputy-registrar	2 00

Where it has been satisfactorily proved that proceedings have been taken by proctors out of court, to expedite proceedings, save costs, or compromise suits, an allowance is to be made therefor in the discretion of the judge or surrogate judge.

Drawing judge's or surrogate judge's appointment, and attendance for his signature and to serve	1 00

When served on more than one party the extra copies and services to be allowed.

FEES TO BE TAKEN BY THE REGISTRAR OR DEPUTY-REGISTRAR.

Entering cause and filing petition	50
Stamping affidavit of service of petition	10
Filing answer or demurrer	50
Entering and filing all other pleadings and affidavits on production, interrogation and deposition, or other evidence	20
Filing other papers	10
Every instrument under the seal of the court for which a fee is not specially named	1 00
Subpœna including filing *præcipe*	50
Entering note *pro confesso*	50
Order in chambers including entering	50
Entering decrees and other orders made in court, per folio	10
Amendment of record when re-engrossment not necessary, per folio	20
Notice of sale or notice of proceedings in a cause of possession	75
Copy of papers required to be given out, per folio	10
Examining and authenticating same when prepared by proctor, for each three folios	5
Searches, each	10
Each search over one year	20
General search in a cause	50
Entering cause on list for hearing	4 00
Notifying assessors to attend, each	25
Marking each exhibit	10
Administering oath or affirmation	20
Every warrant or appointment	50
Every attendance on a reference	1 00
Each additional hour	1 00
Taking depositions by him other than at the hearing or on a reference, per folio	20
Fee on report signed (only one to be allowed in a cause)	1 00
Certificates if not more than two folios	50
For each additional folio	20
Forwarding papers from his office to that of another	50
Taxing costs, per hour	1 00

To the Registrar.

Each direction to the bank to receive money	$0 50
Countersigning order for payment of money out of court, if the sum paid out does not exceed $500.00	50
For every additional $500.00	50

FEES TO BE TAKEN BY THE MARSHAL OR DEPUTY-MARSHAL.

Receiving, filing, entering and endorsing every paper	25
On the execution of every warrant	2 00
On the execution of attachment for every person attached	2 00
On the execution of every decree or commission of unlivery, appraisement or sale	2 00
On the execution of every other instrument for which a fee is not specially provided	1 00
On attending appointing and swearing appraisers, each	1 00
On delivering up ship, vessel, goods or property to the purchaser agreeably to the inventory	2 00
On attending the unlivery of the cargo, or sale of ship, or vessel or goods, per day	2 00
On retaining possession of a ship or vessel, or of a ship or vessel and goods, per day	50

[Exclusive of such reasonable disbursements actually incurred in the custody thereof as the registrar or deputy-registrar may allow.]

If the marshall or deputy-marshal or any of his substitutes is required to go a greater distance than five miles from his office to perform any of the above duties, he will be entitled to his reasonable expenses for travelling, board and maintenance, as the registrar or deputy-registrar may allow.

Poundage on the proceeds of any vessel, goods or property, sold under the decree or order of the court if under $250	1 00
If over $250 and not exceeding $500	2 00
For every additional $500	50
Calling each cause at the hearing in court	1 00
Calling each witness	10

APPRAISERS.

Each, per appraisement	2 50

To be increased to a sum not exceeding $5 in the discretion of the registrar or deputy-registrar.

ASSESSORS.

Each, per day (to be distributed rateably among the causes if more than one tried in a day)	6 00

SPECIAL EXAMINER.

Every appointment	$0 50
Administering oath or taking affirmation	20
Marking every exhibit	10
Taking depositions, per hour	1 00
Fair copy for solicitor, per folio (when required)	10
Every attendance out of office when within two miles	2 00
Every attendance over two miles out of office. Extra per mile	20
Every certificate	50
Making up and forwarding answers, depositions, etc., including filing *præcipe*	50
Every attendance upon an appointment, when solicitor or witnesses do not attend, and examiner not previously notified	1 00

ALLOWANCE TO WITNESSES.

To witnesses residing within three miles of the place to which summoned, per diem	1 00
To witnesses residing over three miles from such place	1 25
Barristers and attorneys and proctors, physicians and surgeons, when called upon to give evidence in consequence of any professional service rendered by them or to give opinions, per diem	4 00
Engineers and surveyors, when called upon to give evidence of any professional service rendered by them, or to give evidence depending upon their skill or judgment, per diem	4 00

If the witnesses attend in one cause only, they will be entitled to the full allowance.

If they attend in more than one cause they will be entitled to a proportionate part in each cause only.

The travelling expenses of witnesses over ten miles shall be allowed according to the sums reasonably and actually paid, but in no case shall exceed one shilling per mile one way.

PRIVY COUNCIL CHAMBERS.

OTTAWA, 13th day of February, 1878.

I, the undersigned, do hereby certify that the following tariff of fees to be paid by suitors in the Maritime Court of Ontario was fixed by His Honour the Deputy of the Governor General in Council, on the 12th day of February instant, under the provisions of the 14th section of "The Maritime Jurisdiction Act, 1877," that is to say:

On every petition by which a cause is instituted	$2 00
On every answer or demurrer filed	1 00
On every replication filed	1 00
On every order, decree, office copy and other documents sealed with the seal of the court	50
On the hearing of every cause	2 00
On the hearing of every appeal from the registrar or deputy-registrar	2 00

W. A. HIMSWORTH,

Clerk of the Queen's Privy Council
for Canada.

SUPREME COURT OF CANADA.

TARIFF OF FEES TO BE PAID TO THE REGISTRAR OF THE SUPREME COURT OF CANADA.

On entering every appeal	$10 00
On entering every judgment, decree, or order in the nature of a final judgment	10 00
On entering every other judgment, decree, or order	2 00

In other matters the fees shall be regulated by the tariff in force in the Exchequer Court of Canada in actions of the first-class, and in any case not thereby provided for, the fees to be paid shall be in the discretion of the registrar, subject to revision by the court or a judge.

TARIFF OF FEES TO BE TAXED BETWEEN PARTY AND PARTY IN THE SUPREME COURT OF CANADA.

On special case required by sec. 44 of the Act, when prepared and agreed upon by the parties to the cause including attendance on the judge to settle the same, if necessary, to each party	25 00
Notice of appeal	4 00
On consent to appeal directly to Supreme Court from court of original jurisdiction	3 00
Notice of giving security	2 00
Attendance on giving security	3 00
On motion to quash proceedings under section 59, according to the discretion of the registrar to	25 00
Subject to be increased by order of the court or of a judge.	
On *factum* in the discretion of the registrar to	50 00
Subject to be increased by order of the court or of a judge.	
For engrossing for printer copy of case as settled when such engrossed copy is necessarily and properly required, per folio of 100 words	10
For correcting and superintending printing, per 100 words	5
On dismissal of appeal, if case be not proceeded with, in the discretion of the registrar to	25 00
Subject to be increased by order of the court or of a judge.	

Suggestions under secs. 54, 55, 56 including copy and service	$2 50
Notice of intention to continue proceedings under sec. 57	4 00
On depositing money in controverted election cases	2 50
Notice of appeal in election cases limiting the appeal to special and defined questions	6 00
Allowance to cover all fees to attorney and counsel for the hearing of the appeal, in the discretion of the registrar to	200 00

Subject to be increased by order of the court or of a judge.

On printing *factums*, the same fees as in printing the case.

Allowance to the duly entered agent in any appeal, in the discretion of the registrar	20 00

Besides the registrar's fees, reasonable charges for postages and disbursements necessarily incurred in proceedings in appeal, will be taxed by the taxing officer.

IN ELECTION APPEALS.

R. S. C. cap. 9, sec. 51.

Fee to clerk for making up and transmitting record to registrar of the supreme court:

To the registrar of the supreme court for printing record, per folio	30

EXCHEQUER COURT OF CANADA.

FEES AND CHARGES TO BE ALLOWED TO ATTORNEYS AND SOLICITORS IN THE TAXATION OF COSTS BETWEEN PARTY AND PARTY.

Instructions.

For informations, statements of claims and petitions	$5 00
For special cases, answers, examinations, demurrers, pleas and exceptions,	5 00
For amended or supplemental information, and petition when such amendment not occasioned by the error or default of the plaintiff	2 00
For brief, for moving for injunction	2 00
For interrogatories and for *viva voce* examination of parties or witnesses	2 00
For special petitions in interlocutory matters	2 00
For special affidavits	1 00
For brief in suits by information, statement of claim or petition of right in cause coming on for trial or hearing	2 00
To defend proceedings commenced by information, petition or statement of claim	5 00
For instructions for order to revive or add parties	2 00

The Preparation of Pleadings and other Documents.

Drawing informations, petitions or statement of claim not exceeding twenty folios	5 00
Drawing defence, answer or other pleading not specially mentioned, nor exceeding five folios in length	2 00
For examining and correcting the proof of any pleading or affidavits or other papers required to be printed, per folio	10
Preparing and filing joinder of issue	1 00
Suggestion as to the death of parties and the like	1 50
Affidavit of service of information, statement of claim or petition	1 50
Special affidavit not exceeding five folios	1 50
Every bill of costs, not exceeding five folios	2 00
Copies of a notice of motion, order or a certificate to serve, per folio	20
Copies of all other documents or papers, per folio	10
Notice of motion	1 50
Certificate to appoint guardian *ad litem*	1 50
Summons to attend judge's chambers	1 50
Advertisements to be signed by registrar, not exceeding five folios in length	1 50
Every writ of mesne or final process, not exceeding five folios	2 00

For every folio beyond the number provided for in any case, and for drawing or amending every other proceeding, notice, petition or paper in a cause, requiring to be drafted, not herein specially provided for, per folio of necessary matter $0 25

PERUSALS.

For persuing the print of an information, petition, statement of claim or amended information, petition or statement of claim not exceeding twenty folios 1 00

For every folio exceeding twenty folios 5

For perusing an amended information, petition or statement of claim when amended in writing 1 00

The same rates as above for perusing answers in print or amended answer in writing.

To the attorney or solicitor for perusing interrogatories, not exceeding twenty folios 1 00

For every folio exceeding twenty folios 5

For perusing all special affidavits filed by opposite party, and examinations at the same rate.

For perusal of copy of supplemental statement and copy of order to revive, each 1 00

In cases where pleadings or papers are printed, the amount actually and properly paid the printer is to be allowed, not exceeding, per folio 30

ATTENDANCE.

To inspect or produce for inspection documents pursuant to notice to admit or order for inspection—

To examine and sign admissions:

On taxation of costs:

To obtain or give undertaking to defend, each 1 00

On a reference, or examination of witnesses or parties, per hour—

On a summons at judge's chambers:

On consultation or conference with counsel:

In court on motion, per hour:

In court on demurrer, special petition or application adjourned from judge's chambers, when set down for hearing or likely to be heard:

On hearing or trial of any cause or matter, per hour:

To hear judgment, when same adjourned:

For order made at judge's chambers, and to get same entered:

To settle draft of any judgment, decree or order:

To pay money into court, each 2 00

Every other proper attendance 50

Services.

For service on a party or witness, such reasonable charges and expenses as may be properly incurred.

Oaths and Exhibits.

To the commissioner for oath	$0 25
To the attorney or solicitor for preparing each exhibit	25
The commissioner for marking each exhibit	10

Counsel.

Fee on drawing and settling pleadings, and advising on evidence	5 00
Fee on motion in court up to	10 00
Fee on argument on demurrer not to exceed	20 00
Fee with brief on trial of issues or hearing to	40 00

(No more than two counsel fees to be taxed without an order of a judge.)

Fee on motion for judgment to	20 00

(The above fees to counsel may be increased by order of the court or of a judge.)

Disbursements.

Besides the registrar's fees, reasonable charges shall be allowed to attorneys and solicitors for necessary disbursements and postage on services of notices, motions, subpœnas, translations, printing of the same, copies, and other incidental proceedings.

In cases of special reference where by order of the judge or court, the enquiry is to be proceeded with at some place other than Ottawa, the referee shall be allowed travelling expenses not to exceed per diem	4 00
For drafting report on reference, per folio	30
Per diem allowance during the time employed on the reference	10 00

(To be increased by order of the court or a judge.)

When at the request of the parties with the assent of the judge, or when by order of the judge, an examination of witnesses is taken by a shorthand reporter, the expenses of so taking such examination, not to exceed per folio 30 cents, including copy in long-hand to file in the case, may be taxed as costs between party and party.

In action under $400, a deduction of one-third of the amount of the fees (other than disbursements) above allowed, shall be made by the taxing officer—unless otherwise ordered by the court or a judge.

Where the proceedings are carried on according to the practice of Her Majesty's Superior Court in the Province of Quebec, and where the foregoing tariff may not provide for, or be applicable to any such proceedings, the fees shall be taxed according to the tariff now in force in the said Superior Court.

FEES AND ALLOWANCES TO WITNESSES.

To witnesses residing within three miles of the court per diem	$1 00
To witnesses residing over three miles from the court	1 25
Barristers, attorneys and physicians, when called upon to give evidence in consequence of any professional services rendered by them, or to give professional opinions, per diem	4 00
Engineers and surveyors, when called upon to give evidence of any professional services rendered by them, and to give evidence depending upon their skill or judgment, per diem	4 00

If the witnesses attend in one cause only, they will be entitled to the full allowance. If they attend in more than one cause they will be entitled to a proportionate part in each cause only. The travelling expenses of witnesses over ten miles shall be allowed, according to the sum reasonably and actually paid, and in no case shall exceed one shilling per mile one way.

SHERIFFS' TARIFF.

The following fees and allowances shall be taken and received by the sheriff in suits in the Exchequer Court of Canada:

Every warrant to execute any process mesne, or final, directed to the sheriff, when given to a bailiff	75
Arrest, when amount does not exceed $200	2 00
" " " $400	4 00
" " over $400	6 00
Bail or other bond	2 00
Assignment of the same	1 00
Service of process, *scire facias*, writ of revivor, information, or statement of claim, each defendant, (no fee for affidavit of service in such cases to be allowed unless service made or recognized by the sheriff)	1 50
Serving other pleadings, subpœnas, rules, notices, or other papers (besides mileage)	75
For each additional party served	50
For each summoner on writ of *scire facias* per day, to be paid by sheriff	1 00
Receiving, filing, entering and endorsing all writs, informations, statements, pleadings, rules, notices, or other papers, each	25
Return of all process and writs (except subpœna) informations, statements, pleadings, rules, notices, or other papers	50
Every search, not being by a party to a cause or his attorney	30
Certificate of result of such search, when required (a search for a writ against lands of a party, shall include sales under writ against same party and for the then last six months)	75
Fee on striking jury	2 50
Serving each juror (besides mileage at 13c. per mile)	50
Returning panel of jurors	1 00
Keeping and checking pay list of jurors' attendance, in each case	1 00

Every jury sworn or cause tried before a judge	$1 00
Poundage on executions and on writs in the nature of executions where the sum made shall not exceed $1,000, six per cent.	
When the sum is over $1,000 and under $4,000, three per cent., when the sum is $4,000 and over, one and a half per cent., in addition to the poundage allowed up to $1,000, exclusive of mileage, for going to seize and sell, and except all disbursements necessarily incurred in the care and removal of property.	
Schedule taken on execution or other process, including copy to defendant, not exceeding five folios	1 00
Each folio above five	10
Drawing advertisements when required by law to be published in the *Official Gazette* or other newspaper, or to be posted up in a court house or other place, and transmitting same, in each suit	1 50
Every necessary notice of sale of goods, in each suit	75
Every notice of postponement of sale, in each suit	25
The sum actually disbursed for advertisements required by law to be inserted in the *Official Gazette* or other newspaper.	
Executing writ of possession besides mileage	6 00
Bringing up prisoner on attachment or *habeas corpus*, besides travel, at 20c. per mile	1 50
Actual and necessary mileage from the court house to the place where service of any process, paper or proceeding is made, per mile	13
Seizing estate and effects on attachment against debtor	3 00
Removing or retaining property, reasonable and necessary disbursements and allowances to be made by order of the court or a judge.	
Presiding or attendance on execution of writ of enquiry or under any writ of escheat, or other writ of a like nature	5 00
Summoning each juror in such case	25
Bailiff's fee summoning jury, mileage per mile	13
Hire of room, if actually paid, not to exceed $2 per day.	
Mileage from the court house to the place where writ executed per mile	13
Drawing bond to secure goods seized, if prepared by sheriff	1 50
Every letter written (including copy) required by party or his attorney respecting writs or process, when postage prepaid	50
Drawing every affidavit when necessary and prepared by sheriff	25
Giving possession of lands, exclusive of mileage and assistance	5 00
All necessary disbursements to surveyors and others for surveying the lands and giving possession, to be allowed to the sheriff.	

CORONERS.

The same fees shall be taxed and allowed to coroners for services rendered by them in the service, executions and return of process, as allowed to sheriffs for the same services and above specified.

TARIFF OF FEES TO CRIER.

The following fees shall be taxed to the crier of the said court :

Calling every case with or without a jury	$0 50
Swearing each witness or constable	15
Proclamation and calling parties connected with proceedings other than witnesses or constables, each person	25
On each inscription for *enquete* in actions not contested	50

THE FOLLOWING FEES SHALL BE PAID TO THE REGISTRAR OF THE EXCHEQUER COURT OF CANADA.

On sealing every writ (besides filings)	2 00
On certifying every office copy of information or statement of claim and affixing seal of the court when necessary	2 00
Filing every writ, affidavit or other proceeding or paper not specially provided for	10
Amending every writ or other proceeding or paper	30
Every ordinary rule or order	50
Special rule or order not exceeding six folios	1 00
Each additional folio	25
Every judgment and entering the same	2 00
Taxing every bill of costs, and giving allocatur (besides filings)	1 00
Every reference, enquiry, examination or other special matter referred to the registrar, for every meeting not exceeding one hour	1 00
Every additional hour or less	1 00
For every report made by the registrar upon such reference, etc	1 00
Upon payment of money into court, every sum under $200	1 00
On $200 to $400	2 00
On $400	4 00
A percentage on money over $400 paid in under pleadings at the rate of one per cent.	
Receipt for money in margin of answer	25
Every other certificate required from registrar (including any necessary search), and seal of the court when necessary	1 00
Exemplification of office copy of proceedings, per folio	10
Every search, if within one year	20
Every search, if for one year and within two years	25
Every search for papers, or a general search in one cause	50
Every search in any book	25
Every affidavit, affirmation or oath administered by registrar	25
Entering satisfaction of judgment and filing satisfaction piece	50
Every commission or order for examination of witnesses	1 50
On filing every information, statement or petition of right	2 00
Entering every cause for trial when cause tried by a jury	5 00
When tried without a jury	2 00

Entering or setting down a cause for hearing on demurrer, special case or petition of right	$2 00
Every verdict taken non-suit, jury discharged or cause withdrawn	1 00
Every rule or order—	
Special, not exceeding six folios	1 00
Every additional folio	25
Common	50
Every fiat or summons	50
Every enlargement or application to judge in chambers, or on return of summons or otherwise	25
Every appointment for taxation of costs or otherwise, made by registrar	25
Every appointment made by a judge	30
On each deposition of every witness taken in writing in contested cases for every 100 words	10
For each deposition taken in writing *ex parte*	50
For adjourning *enquete* in writing	50
For filing answers to same	50
For taking down in writing answers to interrogatories upon articulated facts	1 00
If over ten folios of 100 words, for each additional folio	10
On each opposition for payment or claim above $1,000	2 50
Above $400 but not above $1.000	1 60
Of $400 or under	1 40
On each opposition to secure charges to annul, or to withdraw:	
In actions above $1,000	2 50
In actions above $400 and not above $1,000	1 60
In actions of $400 or under	1 50
For preparing judgment of distribution	8 00
For drawing process verbal upon improbation	2 50
For preparing jury list	2 00

General Order.

Wednesday, the twenty-eighth day of February, 1877.

It is ordered that the suppliant in any petition of right, and the plaintiff in any other case, shall, on the first day of the sitting of the court for the trial of any cause to be tried out of the city of Ottawa, file with the acting registrar of the said court a copy of all the pleadings in the causes certified by the registrar of the court at Ottawa.

That at the time of delivering the said pleadings to the acting registrar, the suppliant or plaintiff shall pay over to him the sum or fee of $6, and on each day at the opening of the court, a like sum of $6 for every day during which the said trial continues.

If the suppliant or plaintiff omits or refuses to pay in such sum, then the defendant may do so, and it shall be taxed or allowed him in the costs of the suit. If both parties neglect or refuse to pay such sum, then the judge trying the cause may order that the same may be struck out of the list, and not further proceeded with at the said sittings, making such order as to the costs incurred at the trial up to that time as he may think fit, or he may in his discretion reserve the question of costs or make no order respecting the same.

The acting registrar shall out of the said money be paid a fee of $6 per diem for each day actually engaged in court.

If at the termination of the sittings or at any time thereafter it is found that a sum has been paid to the acting registrar, in pursuance of this order in excess of that which may have been required to pay the fees of such acting registrar and other charges payable thereout, then the court or a judge may order such excess to be refunded to the party who may have paid the same.

CLARKE ON BILLS. A Treatise on the Law relating to Bills, Notes, Cheques and I.O.U.'s as it exists in each of the Provinces. By S. R. Clarke. Half-calf, $2.00.

CLARKE'S (S. R.) CRIMINAL LAW OF CANADA. Second Edition. By S. R. Clarke and H. P. Sheppard. Half-calf, $6.00.

CLARKE'S (S. R.) INSURANCE. A Treatise on the Law of Insurance in Canada, and giving every case on Fire, Marine and Life up to date of publication. 1877. Half-calf, $2.00.

CLARKE'S (S. R.) MAGISTRATES' MANUAL. Second Edition. The cases since last edition take up more than 200 pages of the present work including Digest of Cases on Scott Act, 1888. Half-calf, $5.00.

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